Luxembourg, 21 October 2015

To all credit institutions

CIRCULAR CSSF 15/621

Re: Update of Circular CSSF 14/593, as amended by Circular CSSF 15/613, on the supervisory reporting requirements applicable to credit institutions

1. This circular amends Circular CSSF 14/593, as amended, by adding the latest developments in reporting requirements.

2. Circular CSSF 14/593 is amended in accordance with the annexe to this circular.

   The annexe in question includes the changes brought by this circular to Circular CSSF 14/593 in track changes in order to make the reading and comprehension easier.

Yours faithfully,

COMMISSION de SURVEILLANCE du SECTEUR FINANCIER

Claude SIMON  Andrée BILLON  Simone DELCOURT  Jean GUILL
Director    Director    Director    Director General

Annexe
Ladies and Gentlemen,

1. The purpose of this circular is to remind and inform credit institutions of recent and future developments regarding supervisory reporting.

I) APPLICABLE REPORTING TABLES


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


amending Implementing Regulation (EU) No 680/2014 as regards instructions, templates and definitions.

Commission Implementing Regulation (EU) No 680/2014, as amended (hereinafter, “ITS Regulation”) lays down uniform requirements in relation to supervisory reporting (hereinafter, the Common European reporting), in accordance with the requirements of the CRR, for the following areas:

- own funds requirements and financial information (Article 99 of the CRR);
- losses stemming from lending collateralised by immovable property (Article 101(4)(a) of the CRR);
- large exposures and other largest exposures (Article 394(1) of the CRR);
- leverage ratio (Article 430 of the CRR);
- liquidity coverage requirements and net stable funding requirements (Article 415 of the CRR);
- asset encumbrance (Article 100 of the CRR).

The common European reporting, except for the requirements on financial information, shall be transmitted on an individual basis and, where appropriate, on a consolidated basis.

Financial information shall be reported only on a consolidated basis:

- by all credit institutions that prepare their consolidated accounts in conformity with the International Accounting Standards (IFRS) (Article 99(2) of the CRR), except for the credit institutions referred to in the Q&A 2013_119 published by the EBA and
- by all the other credit institutions subject to prudential supervision by the CSSF on a consolidated basis in accordance with Article 99(3) of the CRR.

To report the reporting items, as set out above, the assessment is carried out in accordance with the International Accounting Standards (IFRS) pursuant to Article 24(2) of the CRR.

3. The application of the new financial information reporting (FINREP) on an individual basis is not covered by the CRR. In this respect and within the context of the single supervisory mechanism, the European Central Bank (ECB) adopted on 17 March 2015 Regulation (EU) 2015/534 on reporting of supervisory financial

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1 It should be noted that following the publication of Implementing Regulation (EU) 2015/227, the FINREP now includes reporting requirements relating to credit loss provisions and forbearance measures (non-performing exposures and forbearance).

2 IMPORTANT NOTE: It should be noted that IAS 39 will be replaced by IFRS 9 (the standard will be applicable as of 01.01.2018; the EU adoption process is under way). IFRS 9 will bring about, in particular, changes to classification and measurement of financial assets, as well as to impairment of non-financial assets (the standard provides for the impairment of financial assets for expected losses according to three stages). The accounting and IT systems shall thus be adapted in order to take into account the new provisions introduced by IFRS 9.

The CSSF will soon take action on the implementation of the FINREP (as defined in Regulation (EU) N° 680/2014 and in accordance with Regulation (EU) 2015/534 on an individual basis. Pending a decision from the CSSF, tables B1.1, B1.6, B2.1 and B2.5, which constitute the supervisory reporting scheme on financial information at individual level, remain applicable.

3. The requirements on financial information on an individual basis are set by the national authorities, as these requirements are not covered by the scope of the CRR.

The CSSF decided to apply the financial reporting (FINREP; ITS) on an individual basis as in the table below:

<table>
<thead>
<tr>
<th>Categories</th>
<th>FINREP Version</th>
<th>Date of application</th>
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<tr>
<td>Significant entities (within the meaning of the SSM)</td>
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<td></td>
</tr>
<tr>
<td>Significant entities which are not part of a significant group</td>
<td>Full</td>
<td>31/12/2015</td>
</tr>
<tr>
<td>Significant branches established in Luxembourg by a credit institution established in a non-participating Member State</td>
<td>Full</td>
<td>31/12/2015</td>
</tr>
<tr>
<td>Significant entities which are part of a significant group¹</td>
<td>Simplified extended</td>
<td>30/06/2016</td>
</tr>
<tr>
<td>Subsidiaries of significant Luxembourg groups established in a non-participating Member State or third country² and whose total value of the assets is above EUR 3 billion⁶</td>
<td>Over-simplified</td>
<td>30/06/2016</td>
</tr>
<tr>
<td>Branches established in Luxembourg by a significant credit institution established in a participating Member State</td>
<td>Over-simplified</td>
<td>30/06/2017</td>
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<tr>
<td>Less significant entities (within the meaning of the SSM)</td>
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<tr>
<td>Less significant entities⁴</td>
<td>Simplified</td>
<td>31/12/2016</td>
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</table>

³ The tables composing the full, simplified extended and over-simplified versions are included in Annexe 4.

⁴ As regards FINREP reporting on a consolidated basis: cf. point 2 of this circular.

⁵ The parent institutions located in Luxembourg and institutions controlled by a parent financial holding company or a parent mixed holding company established in Luxembourg, shall ensure that the supervisory financial information in respect of subsidiaries established in a non-participating Member State or third country is reported to the CSSF on an individual basis.

⁶ To this end, the total value of the assets shall be determined according to the criteria laid down in Part IV, Title 3 of Regulation (EU) No 468/2014 (ECB/2014/17).
Less significant branches established in Luxembourg by a credit institution established in a non-participating Member State and whose total value of the assets is equal or higher than EUR 3 billion

Less significant branches established in Luxembourg by a credit institution established in a non-participating Member State and whose total value of the assets is lower than EUR 3 billion

Branches established in Luxembourg by a less significant credit institution established in a participating Member State

Third-country branches

| Branches established in Luxembourg by a credit institution established in a third country | Simplified extended | 31/12/2016 |

The reporting requirements on financial information above take into account both (i) the CSSF's own needs for the exercise of its functions as national supervisory authority, as well as (ii) the requirements of Regulation (EU) No 2015/534 of the ECB of 17 March 2015 on reporting of supervisory financial information (ECB/2015/13) (hereinafter "ECB Regulation").

Henceforth, the financial information required on an individual basis represents the full set or subsets (simplified extended or over-simplified) of the FINREP/ITS reporting tables according to a principle of proportionality.

For reasons of continuity, the subset FINREP simplified extended is based on the subset FINREP simplified, as set out in the ECB Regulation, supplemented by certain FINREP/ITS tables that correspond, for most of them, to information that the CSSF currently requires.

Luxembourg credit institutions having branches abroad only need to prepare FINREP/ITS information on an individual basis in a single version that includes the head office and the branches. These credit institutions are no longer required to submit a separate version neither for the head office solely nor for every branch.

Credit institutions shall continue to report their current reporting tables B 1.1, B 1.6, B 2.1 et B 2.5, as long as they do not report the FINREP/ITS in accordance with the dates above.

Banks shall at least report the minimum requirements of the category in which they belong (cf. table above). However, the CSSF shall allow the banks that so wish, to
transmit the full version instead of the simplified extended version and the full version or simplified extended version instead of the over-simplified version, respectively. If interested, these banks must contact the CSSF.

The FINREP/ITS reporting on an individual basis shall be prepared according to the requirements set out in the ITS Regulation and in compliance with the IFRS as adopted by the European Union. More particularly, financial information shall be reported according to the reference dates and transmission dates set out in Articles 2 and 3 of the ITS Regulation, on a quarterly, half-yearly or annual basis (in accordance with the specifications laid down in Annexe III of the ITS Regulation regarding the date on which the tables should be established).

4. The reporting tables introduced by the CSSF, which are not covered by the common European reporting, remain applicable. In brief, the following reporting tables remain applicable:

- Prudential reporting scheme on financial information on individual basis: Tables B 1.1, B 1.6, B 2.1 and B 2.5 introduced by Circulars CSSF 07/316, CSSF 07/319, CSSF 07/324, CSSF 07/331, CSSF 09/410 (these tables shall be submitted until the following reference dates:
  (i) 30/09/2015 for the banks that must report the FINREP/ITS as at 31/12/2015;
  (ii) 31/03/2016 for the banks that must report the FINREP/ITS as at 30/06/2016;
  (iii) 30/09/2016 for the banks that must report the FINREP/ITS as at 31/12/2016;
  (iv) 31/03/2017 for the banks that must report the FINREP/ITS as at 30/06/2017);

- Reporting on liquidity ratio: table B 1.5 introduced by Circular IML 93/104 and updated by Circulars CSSF 07/316, CSSF 07/331;

- Reporting details on taxes: template B 2.5 E. The CSSF wishes to continue receiving a breakdown of the tax expense (income) and shall communicate technical aspects in this respect via the "Reporting requirements for credit institutions";

- Reporting on information on securities, participating interests and shares in affiliated undertakings: table B 2.4 introduced by Circulars CSSF 07/316, CSSF 07/331;

- List of head offices, agencies, branches and representative offices: Table B 4.4;

- Analysis of shareholdings: Table B 4.5 as updated by Circular CSSF 12/553;
5. As the reporting requirements continue to evolve at European level, the CSSF recommends that banks follow the publications of draft ITS and/or RTS or consultation papers of the EBA on its website. As regards European reporting, changes in the following areas are planned:

- Draft ITS of the EBA dated 18 March 2015 proposing amendments to the ITS Regulation whose implementation is planned for the reporting as at 30 June 2015.

- Draft ITS on Additional liquidity monitoring metrics under Article 415(3)(b) of Regulation (EU) No 575/2013 which is currently scheduled to enter into force on 1 July 2015. However, it should be noted that, to date, the draft ITS on Additional liquidity monitoring metrics has not yet been adopted by the European Commission and that discussions in this regard are still ongoing at the level of the European authorities.

- Draft RTS and ITS on Benchmarking portfolio assessment standards and assessment sharing procedures under Article 78 of Directive 2013/36/EU (Capital Requirements Directive-CRD IV) of 2 March 2015, applicable to banks applying the IRB approach and the internal model approach for market risk. The first benchmarking exercise is planned on the reference date of 31 December 2015. However, it is worth mentioning that the draft ITS/RTS on benchmarking provides for an initial market valuation and exclusion justification relating to market risk on 26 October 2015 (which corresponds to the transmission of table C106.00 by 26 October 2015).

- Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation A4 of ESRB/2012/2 of 19 June 2014. An analysis to select the sample of banks that shall report on funding plans is currently under way at the CSSF. The CSSF will deliver its opinion on the sample of banks once it has completed the analysis. The CSSF identified and informed the banks that need to report the information relating to the funding plans of credit institutions.

- Consultation Paper on Final Draft ITS amending ITS Regulation (EU) No 680/2014 with regard to the Liquidity Coverage Ratio (LCR) following the EC’s Delegated Act specifying the LCR of 16 December 2014. The new reporting on liquidity for the LCR calculation has not yet been transmitted to the European Commission. The Draft ITS has not yet been adopted by the European Commission. Its entry into force, initially planned in October, may be postponed to December 2015.

- Consultation Paper on Final Draft ITS amending ITS Regulation (EU) No 680/2014 with regard to the Leverage Ratio (LR) following the EC’s Delegated Act on the LR of 16 December 2014. The Draft ITS
has not yet been adopted by the European Commission. The new reporting on the leverage ratio, should enter into force by December 2015 or later.

To have an overview at European level on the progress of the technical standards relating to CRR/CRD IV, the CSSF recommends that credit institutions consult the table of the European Commission on a regular basis at the following address:


II) REPORTING MANUAL AND PLAUSIBILITY CHECKS

6. The CSSF drafted a manual entitled "Reporting requirements for credit institutions" providing an overview of the aforementioned periodical reporting requirements applicable to banks. This document is available at the following address:


The manual will be updated on a regular basis in order to take account of the reporting developments at European and/or national level.

The CSSF also established a list of plausibility checks carried out internally, in addition to the validation rules published by the EBA. The document is available at:


In order to be automatically informed of any change of the aforementioned documents, the CSSF recommends that credit institutions subscribe for updates of the section "Reporting" of the CSSF website.

III) REPORTING QUESTIONS AND ANSWERS

7. The European Banking Authority (EBA) established the tool "Questions and Answers" (Q&A) on its website. This tool enables credit institutions to ask the EBA questions relating to European regulations, including questions relating to the common European reporting covered by the ITS Regulation. The Q&A tool is available at the following address:


The instructions issued by the EBA in its answers within the context of the Q&A are to be complied with during the drawing-up of the common European reporting.

8. The CSSF will also publish on its website answers to questions received by the CSSF on the Common European reporting, but of national nature. Answers to questions relating to the reporting introduced by the CSSF will also be published at the same place. These "Questions and Answers" are published by the CSSF at the following address:
IV) EXTENSION OF THE NOTIFICATION THRESHOLD FOR INFORMATION RELATING TO "LARGE EXPOSURES" APPLICABLE AT INDIVIDUAL LEVEL

9. In order to obtain a complete overview of the risk profile inherent in the activities of a credit institution and to assess the systemic risks these institutions pose for the Luxembourg financial sector, the CSSF maintains the minimum notification thresholds as regards large exposures at individual level, as applicable until 31.12.2013 according to which any loan granted/used greater than or equal to the lower of the two following amounts: 10% of own funds or EUR 25 million (for “institutions”) and EUR 12.5 million (for “clients other than institutions”).

Thus, the information referred to in the tables "Large exposures" (tables\textsuperscript{7} C28.00 and C29.00, where applicable) are to be provided, on a quarterly basis, according to the following notification threshold: all the exposures whose exposure value\textsuperscript{8} is greater than or equal to:

a) 10% of own funds or EUR 25 million for exposures incurred by “institutions”;
b) 10% of own funds or EUR 12.5 million for exposures incurred by “clients other than institutions”.

This information is to be reported for the first time on 31 December 2014.

V) TRANSMISSION OF PRUDENTIAL INFORMATION BY CREDIT INSTITUTIONS TO THE CSSF

10. The Common European reporting tables, as described in item 2 of this circular, are to be transmitted to the CSSF in accordance with:

- the requirements of the ITS Regulation;
- the data point model (DPM) and validation rules published by the EBA on its website;
- the technical specifications and in XBRL format as described in Chapter 5 of the manual "Reporting requirements for credit institutions" and
- the additional plausibility checks carried out internally by the CSSF in addition to the validation rules published by the EBA.

The EBA publishes the updates of the DPM and validation rules, on a regularly basis, on the following link:


The reporting tables introduced by the CSSF as mentioned in item 4 of this circular, will continue to be transmitted in accordance with the transmission instructions and validation rules relating thereto, as published during the introduction of these tables.

\textsuperscript{7} Reporting SLAREX
\textsuperscript{8} This is the amount of the loan granted/used prior to the credit risk mitigation.
VI) TRANSMISSION OF PRUDENTIAL INFORMATION BY THE CSSF TO THE EUROPEAN PRUDENTIAL AUTHORITIES

11. The CSSF transmits the prudential information as defined in the ITS Regulation to the European Banking Authority and the European Central Bank in accordance with the following decisions:

- Decision EBA/DC/090/rev1 of 14 May 2014
- Decision ECB/2014/29 of 2 July 2014

The transmission dates provided for in the EBA and ECB decisions must be met without exception. Any delay or absence of transmission by the CSSF to the ECB (and the EBA) within the indicated periods will be reported to the governance committees of the ECB and the EBA.

In this context, the CSSF put in place a table reminder procedure: any table which failed to reach the CSSF (or including errors on the closing date for transmission of information\(^9\)), will systematically be subject to a first reminder letter as from the following day of the transmission deadline. Any table which failed to reach the CSSF (or including errors) on the second day of delay will systematically be subject to a second reminder letter.

VII) QUALITY OF THE PRUDENTIAL INFORMATION

12. The information transmitted to the CSSF serves as a basis for the analysis of the developments in the banking risks incurred by credit institutions at national level, but also at European level. Consequently, the information transmitted shall be established most accurately and be of the highest quality within the deadlines set by the regulations.

Credit institutions shall verify arithmetic and qualitative accuracy, the completeness of the data as well as compliance with the European validation rules and compliance with the plausibility rules published by the CSSF prior to the data transmission to the CSSF. The CSSF must receive the reporting tables without validation errors, technical errors or other quality defects at the deadline dates, as provided for in the regulations.

The management of the credit institutions must ensure compliance with the transmission deadlines, the accuracy, quality and completeness of the information provided to the CSSF.

\(^9\) Prudential information is to be transmitted within the periods provided for:
- in the CSSF circulars for the national reporting, as set out in paragraph 4 of this circular;
- in Article 3 of the ITS Regulation for the Common European reporting.
Any offence in this respect falls within the regime of administrative sanctions provided for in Directive 2013/36 (CRD) (cf. Article 67(1)(e)).

When a credit institution is not able to verify in-house the accuracy of the European and/or national validation rules and compliance with the plausibility rules laid down by the CSSF, the credit institution shall provide the CSSF with the reporting no later than 10 working days before the transmission date provided for in the regulation 10. Thus, in case of errors, the institution has 10 days to make the required correction.

In case of challenge to a plausibility rule of the CSSF, the credit institution must inform the CSSF by email at the following address: ReportingBanques@cssf.lu.

In case of challenge of a validation rule of the EBA, the credit institution must submit a Q&A to the EBA. A copy of the Q&A submitted to the EBA and the Q&A number assigned by the EBA shall also be submitted to the CSSF at the address ReportingBanques@cssf.lu. However, it should be noted that the CSSF will not suspend the challenged validation rule of the EBA at this moment, but only when the EBA has amended the validation rule in question.

13. Moreover, the prudential information files provided to the CSSF shall be kept for a period of at least five years in order to meet any request aiming at the subsequent reconstitution of the provided information.

14. The persons responsible for the credit institutions shall put in place internal control procedures in order to ensure the implementation of these provisions.

15. The CSSF wishes to stress that the mandate the credit institutions will entrust to their réviseur d’entreprises (statutory auditor) for the audit of annual accounts shall include the task of verifying the appropriateness and proper implementation of the provisions regarding the data transmission.

These controls by the réviseurs d’entreprises must cover:

- Common European reporting, as defined in the ITS Regulation (paragraph 2 of this circular);
- national reporting as defined in paragraph 4 of this circular.

VIII) REPEAL OF REPORTING TABLES AND CIRCULARS RELATING THERETO

16. Following the introduction of the common European reporting, the following prudential reporting tables are no longer applicable:

10 For the Common European reporting, 10 days before the following dates: 15th calendar day of the month following the reference period for the monthly reporting; 12 May, 11 August, 11 November and 11 February for the quarterly reporting; 11 August and 11 February for the half-yearly reporting; 11 February for the annual reporting.
As from 1 January 2014
- Foreign currency positions (B 1.2)
- Prudential reporting scheme regarding capital adequacy (B 1.4 and B 6.4)
- Information on large exposures (B 2.3 and B 6.3)

As from 1 July 2014
- Prudential reporting scheme on financial information on a consolidated basis: B 6.1, B 6.6, B 6.2 and B 6.7. 13.

17. The following circulars shall be repealed:
- CSSF 14/586
- CSSF 13/570
- CSSF 11/513
- CSSF 10/461
- CSSF 08/344: only repealed for the parts relating to tables B 6.1, B 6.6, B 6.2, B 6.7, B 1.2, B 1.4, B 6.4, B 2.3 and B 6.3
- CSSF 08/381, CSSF 10/450, CSSF 10/493
- CSSF 07/316, CSSF 07/319, CSSF 07/324, CSSF 07/331: only repealed for the parts relating to tables B 6.1, B 6.6, B 6.2, B 6.7, B 1.2, B 1.4 and B 6.4
- CSSF 07/279
- CSSF 06/251
- CSSF 05/227
- IML 93/92.

18. Following the entry into force of the Liquidity Coverage requirement in accordance with Commission Delegated Regulation No 2015/61 of 10 October 2014, table B 1.5 on the liquidity ratio shall be repealed as of 1 October 2015.

The following circulars shall be repealed:
- CSSF 07/316 and CSSF 07/331: repealed for the part relating to table B 1.5
- IML 93/104.

19. For further information concerning this circular, please contact Mrs Christina Pinto (tel: 26251-279) or send an email to ReportingBanques@cssf.lu.
## NAME OF THE TEMPLATE OR OF THE GROUP OF TEMPLATES

<table>
<thead>
<tr>
<th>Over simplified</th>
<th>Simplified extended</th>
<th>Full</th>
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- Balance Sheet Statement: equity

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- Breakdown of financial assets by instrument and by counterparty sector: available-for-sale financial assets
- Breakdown of financial assets by instrument and by counterparty sector: loans and receivables and held-to-maturity investments
- Subordinated financial assets

#### 5 Breakdown of loans and advances by product
- Breakdown of loans and advances to non-financial corporations by NACE codes

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- Gains or losses on financial assets and liabilities designated at fair value through profit or loss by instrument
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- Impairment on financial and non-financial assets

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- Reconciliation between accounting and CRR scope of consolidation: Off-balance sheet exposures - loan commitments, financial guarantees and other commitments
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#### 18 Forborne exposures

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**Circular CSSF 15/621**

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