

THIS TEXT IS UNOFFICIAL TRANSLATION AND MAY NOT BE USED AS A BASIS FOR SOLVING ANY DISPUTE

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Pursuant to the third paragraph of Article 13 of the Banking Act (Official Gazette of the Republic of Slovenia, Nos. 25/15, 44/16 [ZRPPB], 77/16 [ZCKR], 41/17, 77/18 [ZTFI-1], 22/19 [ZIUDSOL] and 44/19 [constitutional court decision]; hereinafter: the ZBan-2), and the first paragraph of Article 31 of the Bank of Slovenia Act (Official Gazette of the Republic of Slovenia, Nos. 72/06 [official consolidated version], 59/11 and 55/17), the Governing Board of Banka Slovenije hereby issues the following

REGULATION

on the application of the Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation A4 of ESRB/2012/2

Article 1

(purpose and field of application of guidelines)

- (1) Pursuant to Article 16(1) of Regulation (EU) No 1093/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Banking Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/78/EC (OJ L 331 of 15 December 2010, p 12; hereinafter: Regulation (EU) No 1093/2010), on 9 December 2019 the European Banking Authority issued the Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation A4 of ESRB/2012/2 (hereinafter: the guidelines), which are published on its website.
- (2) The guidelines referred to in the first paragraph of this article specify the content, instructions and uniform formats for the reporting of funding plans on the basis of paragraph 4 of Recommendation A of the Recommendation of the European Systemic Risk Board of 20 December 2012 on funding of credit institutions (OJ L 119 of 25 April 2013, p 1; hereinafter: the ESRB Recommendation).
- (3) The guidelines apply to:
 1. credit institutions as defined in point 1 of Article 4(1) of 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 (OJ L 176 of 27 June 2013, p 1; hereinafter: Regulation (EU) No 575/2013) that report on their funding plans to their competent authorities in accordance with the national framework for implementing the ESCB Recommendation and the field of application of the guidelines;
 2. competent authorities as defined in point (i) of Article 4(2) of Regulation (EU) No 1093/2010.

Article 2

(content of regulation and scope of application of guidelines)

- (1) By virtue of this regulation Banka Slovenije sets out the application of the guidelines to:
 1. banks and savings banks that in accordance with the ZBan-2 have obtained an authorisation to provide banking services in the Republic of Slovenia (hereinafter: banks) and that report on their funding plans to Banka Slovenije;
 2. Banka Slovenije, when in accordance with the ZBan-2 in its role as the competent authority it is exercising supervisory powers and tasks over banks referred to in point 1 of this paragraph.

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(2) Banks that in accordance with Chapter 2 of Title II of Part One of Regulation (EU) No 575/2013 are obliged to meet requirements on a consolidated basis and banks that in accordance with Chapter 1 of Title II of Part One of Regulation (EU) No 575/2013 are obliged to meet requirements on an individual basis and are not included in consolidation on the basis of Article 19 of Regulation (EU) No 575/2013 shall take account of the provisions of the guidelines in the parts addressed to them.

(3) In exercising its supervisory powers and tasks in accordance with the ZBan-2 and Regulation (EU) No 575/2013, Banka Slovenije shall take full account of the provisions of the guidelines in the parts relating to the exercise of the powers and tasks of the competent authority.

**Article 3
(entry into force)**

(1) This regulation shall enter into force on the fifteenth day after its publication in the Official Gazette of the Republic of Slovenia, and shall begin to be applied on 31 December 2020.

(2) On the day that this regulation begins to be applied, the Regulation on the application of the Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation A4 of ESRB/2012/2 (Official Gazette of the Republic of Slovenia, No. 47/15) shall cease to be in force.

Ljubljana, 26 May 2020

Boštjan Vasle
President,
Governing Board of Banka
Slovenije