



Mailing list Supervision/ Accounting/ Money Laundering

Brussels, 29 September 2014

EBA draft guidelines on payment commitments for the deposit guarantee scheme

Dear Madam or Sir,

On 25 September 2014 the European Banking Authority (EBA) published a consultation on draft guidelines on payment commitments for the deposit guarantee scheme.

The directive of 16 April 2014 on deposit guarantee schemes provides in its article 10 (2) that each Member state shall ensure that by 3 July 2024 the available financial means of a DGS shall at least reach a target level of 0,8 % of the amount of the covered deposits of its members. The financing shall be carried out by the annual contributions of its members. The available financial means of the deposit guarantee scheme can according to article 10 (3) of the directive in connection with article 2 (1) (13) also comprise payment commitments. However, this is limited to a maximum of 30 % of the total amount of available financial means.

In order to harmonize, the EBA has been empowered to develop these guidelines. With the enclosed draft it shall assure an irrevocable right to claim the payment of the contribution to the deposit guarantee scheme. If this has been agreed contractually by the member and the deposit guarantee scheme, the institution shall also be able to realize this obligation at any time. The collateral for the payment commitment shall be free of third party rights and at the direct disposal of the deposit guarantee scheme. In the draft it shall be provided for requirements for payment commitment arrangements as well as Security Financial Collateral Arrangements and particular provisions for low-risk assets which are used as collaterals.

Please find enclosed the document for consultation. We would appreciate if your responses, comments and evaluations of the draft were sent at the latest on **20 November 2014** to the European office.

If you have further questions, please contact us at any time.

Yours sincerely,

Andreas J. Zehnder
Managing Director

European Federation of Building Societies

Annex:

- Draft guidelines on payment commitments for the deposit guarantee scheme