

**Decision implementing the part of Regulation (EU) No 575/2013 and Commission
Delegated Regulation (EU) No 2015/61 pertaining to liquidity reporting**

Unofficial consolidated version

(Official Gazette 105/2016, 145/2020 and 51/2023)

Zagreb, June 2023

1 GENERAL PROVISIONS

Subject matter

Article 1

This Decision specifies, for the purpose of implementing 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 (Text with EEA relevance) (OJ L 176, 27. 6. 2013, hereinafter referred to as: 'Regulation (EU) No 575/2013') and Commission Delegated Regulation (EU) 2015/61 of 10 October 2014 to supplement Regulation (EU) No 575/2013 of the European Parliament and the Council with regard to liquidity coverage requirement for Credit Institutions (Text with EEA relevance) (OJ L 11, 17. 1. 2015, hereinafter referred to as: 'Delegated Regulation'):

1) for the purposes of Article 12, paragraph (1), item (c) (i) of the Delegated Regulation, the main stock index in the Republic of Croatia;

2) for the purposes of Article 420, paragraph (2) of Regulation (EU) No 575/2013 and Article 23, paragraph (2) of the Delegated Regulation, respectively, the date by which credit institutions shall report to the Croatian National Bank on products and services for which the likelihood and potential volume of the liquidity outflows referred to in Article 420, paragraph (2), subparagraph (1) and Article 23, paragraph (1) of the Delegated Regulation, respectively, are material and the level of materiality of outflows; and

3) for the purposes of Article 423, paragraph (2) of Regulation (EU) No 575/2013 and Article 30, paragraph (2) of the Delegated Regulation, respectively, the level of materiality of outflows in relation to the potential liquidity outflows of the credit institution for the purposes of calculating additional outflows for all contracts which lead to, within 30 calendar days and after a material worsening in credit quality of the credit institution, additional liquidity outflows or additional collateral needs.

Under the provision of Article 1 of the Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 145/2020), which entered into force on 1 January 2021, paragraph (4) is added.

Under the provision of Article 1 of the Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 51/2023), which entered into force on 20 May 2023, item (1) is deleted and the former items (2), (3) and (4) become items (1), (2) and (3), and the former item (3) is amended.

Legal persons subject to this Decision

Article 2

This Decision shall apply to credit institutions which, in accordance with Regulation (EU) No 575/2013 meet the requirements referred to in Part Six of Regulation (EU) No 575/2013 on an individual and consolidated basis, in the manner prescribed in Articles 6 and 11 of Regulation (EU) No 575/2013.

Under the provision of Article 2 of the Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 51/2023), which entered into force on 20 May 2023, Title 2 and Article 3 are deleted.

3 MAIN STOCK INDEX

Article 4

For the purposes of Article 12, paragraph (1) item (c) (i) of the Delegated Regulation, the main stock exchange index in the Republic of Croatia shall be CROBEX (the official stock index of the Zagreb Stock Exchange).

4 SUBMISSION OF DATA ON OFF-BALANCE SHEET ITEMS AND DETERMINATION OF THE VOLUME OF OUTFLOWS FOR OFF-BALANCE SHEET TRADE FINANCE-RELATED PRODUCTS

Article 5

(1) Credit institutions shall, by 30 September of the current year at the latest, submit to the Croatian National Bank the list of products and services referred to in Article 420, paragraph (2) of Regulation (EU) No 575/2013 and Article 23, paragraph (1) of the Delegated Regulation, respectively, for which the likelihood and potential volume of the liquidity outflows are material and shall propose a relevant outflow rate. If the Croatian National Bank does not submit to the credit institution by 31 December of the current year an outflow rate different from that proposed by the credit institution, the Croatian National Bank shall be deemed to have accepted the proposed outflow rate.

(2) For the purposes of this Article and Article 23, paragraph (2) of the Delegated Regulation, respectively, material outflows, for individual categories of products and services referred to in Article 23, paragraph (1) of the Delegated Regulation specified in template C 73.00 LIQUIDITY COVERAGE – OUTFLOWS of the Commission Implementing Regulation (EU) 2021/451 of 17 December 2020 laying down implementing technical standards for the application of Regulation (EU) No 575/2013 of the European Parliament and of the Council with regard to supervisory reporting of institutions and repealing Implementing Regulation (EU) 680/2014 (Text with EEA relevance) (OJ L 97, 19. 3. 2021) shall be those meeting two following two conditions:

1) The unweighted amount of a certain product category, on the reporting date 30 June equals or exceeds 15% of all the weighted LCR outflows of the credit institution (excluding weighted outflows for that product category);

2) The unweighted amount of that product category, on the reporting date 30 June equals or exceeds 15% of the total weighted LCR liquidity buffer of the credit institution.

Under the provision of Article 3 of the Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 51/2023), which entered into force on 20 May 2023, paragraph (5) is amended.

Under the provision of Article 4 of the Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 51/2023), which entered into force on 20 May 2023, paragraph (6) is amended.

4a DEFINING THE LEVEL OF MATERIALITY OF ADDITIONAL OUTFLOWS

Article 6a

(1) The Croatian National Bank shall assess the materiality of outflows notified to it by the credit institution in accordance with Article 423, paragraph (2) of Regulation (EU) No 575/2013 and Article 30, paragraph (2) of the Delegated Regulation, respectively, for all contracts which, within 30 calendar days and after a material worsening in credit quality of the credit institution, lead to additional liquidity outflows or additional collateral needs.

(2) For the purposes of paragraph (1) of this Article, the Croatian National Bank shall consider as material the outflows that constitute at least 1% of the gross outflows of a credit institution in the next 30 calendar days, including additional outflows arising from the mentioned credit quality worsening.

Under the provision of Article 2 of the Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 145/2020), which entered into force on 1 January 2021, chapter 4a and Article 6a are added.

5 TRANSITIONAL AND FINAL PROVISIONS

Article 7

On the date of entry into force of this Decision, the Decision implementing the part of Regulation (EU) No 575/2013 pertaining to liquidity reporting (Official Gazette 51/2014) shall cease to have effect.

Entry into force

Article 8

This Decision shall enter into force on the eighth day following its publication in the Official Gazette.

Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 145/2020)

Article 3

This Decision shall enter into force on the eighth day following its publication in the Official Gazette.

Decision on amendments to the Decision implementing the part of Regulation (EU) No 575/2013 and Commission Delegated Regulation (EU) 2015/61 pertaining to liquidity reporting (Official Gazette 51/2023)

Article 5

This Decision shall enter into force on the eighth day following its publication in the Official Gazette.