

If you can't see this email, click [here](#)

CURRENT BANKING LAW APRIL-MAY 2021

www.europeanbankinglaw.com



I. EUROPEAN UNION

European Central Bank. Oversight requirements for systemically important payment systems

[Regulation \(UE\) 2021/728 of the European Central Bank of 29 April 2021 amending Regulation \(EU\) No 795/2014 on oversight requirements for systemically important payment systems \(ECB/2021/17\)](#)
[OJ L 157, 5.5.2021](#)

European Central Bank. Procedure for the imposition of corrective measures

[Decision \(EU\) 2021/729 of the European Central Bank of 29 April 2021 amending Decision \(EU\) 2017/2098 on procedural aspects concerning the imposition of corrective measures for non-compliance with Regulation \(EU\) No 795/2014 \(ECB/2021/18\)](#)
[OJ L 157, 5.5.2021](#)

European Central Bank. Longer-term refinancing operations

[Subscribe](#)[Past Issues](#)[Translate ▼](#)

[Article 111 on a time series of targeted longer-term refinancing operations \(ECB/2021/21\)](#)

[OJ L 161, 7.5.2021](#)

European Central Bank. Remuneration of holdings of excess reserves

[Decision \(EU\) 2021/874 of the European Central Bank of 26 May 2021 amending Decision \(EU\) 2019/1743 on the remuneration of holdings of excess reserves and of certain deposits \(ECB/2021/25\)](#)

[OJ L 191, 31.5.2021](#)

European Central Bank. Statistical reporting requirements

[Guideline \(EU\) 2021/827 of the European Central Bank of 29 April 2021 amending Guideline ECB/2013/24 on the statistical reporting requirements of the European Central Bank in the field of quarterly financial accounts \(ECB/2021/20\)](#)

[OJ L 184, 25.5.2021](#)

European Central Bank. Recommendation external auditors

[Recommendation of the European Central Bank of 6 May 2021 to the Council of the European Union on the external auditors of Národná banka Slovenska \(ECB/2021/22\)](#)

[OJ C 187, 17.5.2021](#)

European Central Bank. Reserve management services in euro

[Eurosistem's provision of reserve management services in euro to central banks and countries located outside the euro area and to international organisations and repealing Guideline \(EU\) 2020/1284 of the European Central Bank \(recast\) \(ECB/2021/9\)](#)

[OJ L 119, 7.4.2021](#)

European Central Bank. Short-term rate

[Guideline \(EU\) 2021/565 of the European Central Bank of 17 March 2021 amending Guideline \(EU\) 2019/1265 on the euro short-term rate \(€STR\) \(ECB/2021/10\)](#)

European Central Bank. Opinion on a proposal for a regulation

[Opinion of the European Central Bank of 19 February 2021 on a proposal for a regulation on Markets in Crypto-assets, and amending Directive \(EU\) 2019/1937 \(CON/2021/4\) 2021/C 152/01 OJ C 152, 29.4.2021](#)

Regulations securitisation

[Regulation \(EU\) 2021/557 of the European Parliament and of the Council of 31 March 2021 amending Regulation \(EU\) 2017/2402 laying down a general framework for securitisation and creating a specific framework for simple, transparent and standardised securitisation to help the recovery from the COVID-19 crisis OJ L 116, 6.4.2021](#)

[Regulation \(EU\) 2021/558 of the European Parliament and of the Council of 31 March 2021 amending Regulation \(EU\) No 575/2013 as regards adjustments to the securitisation framework to support the economic recovery in response to the COVID-19 crisis OJ L 116, 6.4.2021](#)

Delegated Regulation of risk weights

[Commission Delegated Regulation \(EU\) 2021/598 of 14 December 2020 supplementing Regulation \(EU\) No 575/2013 of the European Parliament and of the Council with regard to regulatory technical standards for assigning risk weights to specialised lending exposures OJ L 127, 14.4.2021](#)

Counterfeit currency

[Position \(EU\) No 16/2021 of the Council at first reading with a view to the adoption of a Regulation of the European Parliament and of the Council establishing an exchange, assistance and training programme for the protection of the euro against counterfeiting for the period 2021-2027 \(the 'Pericles IV' programme\), and repealing Regulation \(EU\) No 331/2014. Adopted by the Council on 13 April 2021 OJ C 176, 7.5.2021](#)

[assistance and training programme for the protection of the euro against counterfeiting for the period 2021-2027 \(the 'Pericles IV' programme\), and repealing Regulation \(EU\) No 331/2014](#)
[OJ C 176, 7.5.2021](#)

[Implementing Regulation on supervisory reporting](#)

[Commission Implementing Regulation \(EU\) 2021/763 of 23 April 2021 laying down implementing technical standards for the application of Regulation \(EU\) No 575/2013 of the European Parliament and of the Council and Directive 2014/59/EU of the European Parliament and of the Council with regard to the supervisory reporting and public disclosure of the minimum requirement for own funds and eligible liabilities](#)

[OJ L 168, 12.5.2021](#)

Implementing Regulation on uniform reporting templates on minimum requirement for own funds

[Commission Implementing Regulation \(EU\) 2021/622 of 15 April 2021 laying down implementing technical standards for the application of Directive 2014/59/EU of the European Parliament and of the Council with regard to uniform reporting templates, instructions and methodology for reporting on the minimum requirement for own funds and eligible liabilities](#)

[OJ L 131, 16.4.2021](#)

European Banking Authority. Restrictions of rights of data subjects in relation to processing of personal data

[Decision of the European Banking Authority of 23 April 2021 laying down internal rules concerning restrictions of certain rights of data subjects in relation to processing of personal data in the framework of the functioning of the European Banking Authority \(2021/C 196/06\)](#)

[OJ C 196, 25.5.2021](#)

European Economic and Social Committee. Opinion on proposals for regulations

[Opinion of the European Economic and Social Committee on: Proposal for a Regulation of the European Parliament and of the Council on Markets in Crypto-assets, and amending Directive \(EU\) 2019/1937 \(COM\(2020\) 593 final – 2020/0265 \(COD\)\) – Proposal for a Regulation of the European](#)

[OJ C 155, 30.4.2021](#)

Opinion of the European Economic and Social Committee on: Proposal for a Regulation of the European Parliament and of the Council on digital operational resilience for the financial sector and amending Regulations (EC) No 1060/2009, (EU) No 648/2012, (EU) No 600/2014 and (EU) No 909/2014 (COM(2020) 595 final – 2020/0266 (COD)) – Proposal for a Directive of the European Parliament and of the Council amending Directives 2006/43/EC, 2009/65/EC, 2009/138/EC, 2011/61/EU, 2013/36/EU, 2014/65/EU, (EU) 2015/2366 and (EU) 2016/2341 (COM(2020) 596 final – 2020/0268 (COD))

[OJ C 155, 30.4.2021](#)

Late publications in the OJEU

European Parliament resolution of 19 September 2019 on the state of implementation of the Union's anti-money laundering legislation (2019/2820(RSP))

[OJ C 171, 6.5.2021](#)

European Parliament decision of 17 September 2019 on the Council recommendation on the appointment of the President of the European Central Bank (N9-0023/2019 – C9-0048/2019 – 2019/0810(NLE))

[OJ C 171, 6.5.2021](#)

European Parliament decision of 17 September 2019 on the proposal of the European Central Bank for the appointment of the Vice-Chair of the Supervisory Board of the European Central Bank (N9-0008/2019 – C9-0028/2019 – 2019/0903(NLE))

[OJ C 171, 6.5.2021](#)

Court Decisions

Case T-230/20 R: Order of the President of the General Court of 8 February 2021 — PNB Banka v ECB (Interim relief — Economic and monetary policy — Prudential supervision of credit institutions — Specific supervisory tasks assigned to the ECB — Decision to withdraw a credit institution's authorisation — Application for suspension of operation of an act — No urgency)

OJ C 138, 19.4.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62020TB0230>

Judgment of the Court of 22 December 2020 in Case E-10/19 Bergbahn Aktiengesellschaft Kitzbühel v

[Subscribe](#)[Past Issues](#)[Translate ▼](#)

Adequate, accurate and current information – Data minimisation) 2021/C 141/12

OJ C 141, 22.4.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:E2019J0010>

Case C-425/19 P: Judgment of the Court (Grand Chamber) of 2 March 2021 — European Commission v Italian Republic, Banca Popolare di Bari Società Cooperativa per Azioni, Fondo interbancario di tutela dei depositi, Banca d'Italia (Appeal — State aid — Measures adopted by a consortium of banks governed by private law for the benefit of one of its members — Measures authorised by the Central Bank of the Member State — Concept of 'State aid' — Whether imputable to the State — State resources — Evidence supporting the conclusion that a measure is imputable — Distortion of elements of fact and of law — Decision declaring the aid incompatible with the internal market)

OJ C 148, 26.4.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62019CA0425>

Case T-161/18: Judgment of the General Court of 24 February 2021 — Braesch and Others v Commission (Action for annulment — State aid — Aid for the precautionary restructuring of Banca Monte dei Paschi di Siena — Preliminary examination stage — Decision declaring the aid compatible with the internal market — Plea of inadmissibility — Status as an interested party — Interest in bringing proceedings — Locus standi — Admissibility)

OJ C 189, 17.5.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62018TA0161>

Case T-134/19: Judgment of the General Court of 10 March 2021 — AM v EIB (Civil service — EIB staff — Remuneration — Admissibility — Time limit for submitting a request to initiate the conciliation procedure — Act adversely affecting an official — Geographical mobility allowance — Transfer to an external office — Refusal to grant the allowance — Action for annulment and for damages)

OJ C 189, 17.5.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62019TA0134>

Case C-501/18: Judgment of the Court (Fourth Chamber) of 25 March 2021 (request for a preliminary ruling from the Administrativen sad Sofia-grad — Bulgaria) — BT v Balgarska Narodna Banka (Reference for a preliminary ruling — Deposit-guarantee schemes — Directive 94/19/EC — Article 1(3)(i) — Article 7(6) — Article 10(1) — Concept of 'unavailable deposit' — Determination of unavailability of deposits — Competent authority — Depositor's rights to compensation — Contractual clause contrary to Directive 94/19 — Principle of primacy of Union law — European System of Financial Supervision — European Banking Authority (EBA) — Regulation (EU) No 1093/2010 — Article 1(2) — Article 4(2)(iii) — Article 17(3) — EBA recommendation to a national banking authority on measures to comply with Directive 94/19 — Legal effects — Validity — Reorganisation and winding up of credit institutions — Directive 2001/24/EC — Article 2, seventh indent — Concept of 'reorganisation measures' — Compatibility with Article 17(1))

autonomy of Member States — Principle of sincere cooperation — Article 4(3) TEU — Principles of equivalence and effectiveness)

OJ C 206, 31.5.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62018CA0501>

Case C-321/20: Order of the Court (Seventh Chamber) of 4 February 2021 (request for a preliminary ruling from the Audiencia Provincial de Barcelona — Spain) — CDT, SA v MIMR, HRMM (Reference for a preliminary ruling — Article 99 of the Rules of Procedure of the Court — Consumer protection — Temporal effects of a judgment — Directive 93/13/EEC — Unfair terms in consumer contracts — Powers of the national court when dealing with a term regarded as ‘unfair’ — Accelerated repayment term — Partial removal of the content of an unfair term — Principle of legal certainty — Obligation to interpret in conformity with EU law)

OJ C 182, 10.5.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62020CB0321>

Case T-50/20: Order of the General Court of 12 March 2021 — PNB Banka v ECB (Economic and monetary policy — Prudential supervision of credit institutions — Insolvency proceedings — Refusal by the ECB to accede to a request from the board of directors of a credit institution that the insolvency administrator of that institution be instructed to grant the lawyer authorised by that board access to the premises, information, staff and resources of that institution — Competence of the author of the act — Action manifestly lacking any foundation in law)

OJ C 182, 10.5.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62020TB0050>

Case C-947/19 P: Judgment of the Court (Eighth Chamber) of 4 March 2021 — Carmen Liaño Reig v Single Resolution Board (SRB) (Appeal — Economic and monetary union — Banking union — Recovery and resolution of credit institutions and investment firms — Single Resolution Mechanism for credit institutions and certain investment firms (SRM) — Resolution procedure — Adoption of a resolution scheme in respect of Banco Popular Español SA — Regulation (EU) No 806/2014 — Article 24 — Sale of business tool — Article 21 — Write-down and conversion of capital instruments — Tier 2 instruments — Action for annulment — Partial annulment — Not severable — Inadmissibility)

OJ C 163, 3.5.2021

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62019CA0947>

II. ACTIVITIES

Congress Young investigators 2021

[Subscribe](#)[Past Issues](#)[Translate ▼](#)

On June 10 and 11, the I Congress of Young Researchers in Banking Law will take place, organized by European Banking Law at the Faculty of Law of the University of Valencia.

The Congress program with the different presentations that will take place throughout these two days is now available.

[Programme](#)[Inscription](#)

European Banking Public Law

Juan Antonio Ureña Salcedo

Jean Monnet Chair Universitat de València

The European Commission support for the production of this publication does not constitute an endorsement of the contents which reflects the views only of the authors, and the Commission cannot be held responsible for any use which may be made of the information contained therein.



UNIVERSITAT
DE VALÈNCIA



Copyright © 2021, European Banking Public Law. All rights reserved.

Our contact address is:

info@europeanbankinglaw.com

Do you want to unsubscribe?

You can do here