

# Financial Regulatory Update

January and February 2023



Please find below our Financial Regulatory Update for January and February 2023. With these updates, KPMG Law aims to make your life a little easier by flagging relevant regulatory developments per sector. Because we understand that managing regulatory change is a major business in itself.

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## Contact us

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## Measures in response to the War in Ukraine

### EU

- 30.01.2023 Official Journal of the European Union publishes Council Implementing Regulation (EU) 2023/180 of 27 January 2023 implementing Regulation (EU) 2022/2474 amending Regulation (EU) No 833/2014 concerning **restrictive measures** in view of Russia's actions destabilizing the situation in Ukraine, [ENG](#)

## Digital finance and crowdfunding

### Belgium

- 25.01.2023 Chamber of representatives adopted **a resolution on the regulation of the use of cryptocurrencies and its societal, tax and environmental impacts**, [NL](#) / [FR](#)
- 02.02.2023 Chamber of representatives: adoption of the resolution on the **regulation of the use of cryptocurrencies** and its societal, fiscal and environmental impacts, [NL](#) / [FR](#)
- 10.02.2023 Chamber of representatives: adoption of the law on the implementation of certain aspects of Regulation (EU) 2020/1503 of the European Parliament and of the Council of 7 October 2020 on European **crowdfunding service providers for businesses**, amending Regulation (EU) 2017/1129 and Directive (EU) 2019/1937 (I), [NL](#) / [FR](#)
- 23.02.2023 FSMA warns for new **fraudulent online trading platforms**, [ENG](#)

### EU

- 11.01.2023 ESMA publishes [Register](#) of crowdfunding services providers, [ENG](#)
- 12.01.2023 ESAs publishes Joint Thematic [Report](#) on national financial education initiatives on digitalization, [ENG](#)

## Sustainable finance

### Belgium

- 31.01.2023 FSMA publishes answer to **Q&A** on the entry into force of Commission Delegated Regulation (EU) 2022/1288 of 6 April 2022 supplementing the **SFDR with technical standards in the field of asset management**, [NL](#) / [FR](#)
- 09.02.2023 NBB publishes Communication NBB\_2023\_02 on **climate and environmental risk expectations**, [NL](#) / [FR](#)

### EU

- 10.01.2023 EBA publishes update on JSON files within the **taxonomy** package, [ENG](#)
- 12.01.2023 ICMA publishes [response](#) to the ESAs' Call for Evidence on **greenwashing**, [ENG](#)
- 16.01.2023 EFAMA publishes [press release](#): "ESAs work on **greenwashing** should note the difference between misleading with intent and regulatory uncertainty", [ENG](#)
- 19.01.2023 ESMA publishes [SMSG Advice](#) on Greenwashing, [ENG](#)

- 19.01.2023 EBF publishes [Response Paper](#) to the ESAs Call for evidence on better understanding **greenwashing**, [ENG](#)
- 19.01.2023 EBF publishes [Joint Business Statement](#) on the **due diligence proposal (CS3D)**, [ENG](#)
- 25.01.2023 ICMA publishes its [response](#) to the FCA's consultation on **Sustainability Disclosure Requirements (SDR) and investment labels**, [ENG](#)
- 26.01.2023 ESMA publishes [Opinion](#) on the technical advice by the European Financial Reporting Advisory Group on European Financial Reporting Standards, [ENG](#)
- 26.01.2023 ESMA issues its first [opinion](#) on the draft **European Sustainability Reporting Standards**, [ENG](#)
- 26.01.2023 EBA publishes [Opinion](#) to the European Commission on the draft **European Sustainability Reporting Standards**, [ENG](#)
- 26.01.2023 EIOPA publishes [Opinion and Letter](#) to the European Commission on the European Financial Reporting Advisory Group's (EFRAG) technical advice on **European Sustainability Reporting Standards (ESRS)**, [ENG](#)
- 26.01.2023 EIOPA issues its opinion on draft standard governing corporate sustainability disclosures, [ENG](#)
- 30.01.2023 ECB publishes its [staff opinion](#) on the first set of **European Sustainability Reporting Standards**, [ENG](#)
- 17.02.2023 EBF proposes **transition finance framework** to enable corporates to align with EU climate objectives, [EN](#)
- 17.02.2023 Commission: publication of the Delegated Regulation (EU) 2023/363 of 31 October 2022 amending and correcting the regulatory technical standards laid down in Delegated Regulation (EU) 2022/1288 as regards the content and presentation of information in relation **to disclosures in pre-contractual documents and periodic reports for financial products investing in environmentally sustainable economic activities**, [EN](#)

## General interest

### *Belgium*

- 13.01.2023 Council of Ministers: publication of press release on the **transposition** of the European **directive on the protection of whistleblowers** within the private sector, [NL / FR](#)
- 31.01.2023 Belgian Official Gazette: publication of royal decree appointing competent authorities for the implementation of the law of 28 November 2022 on the protection of persons reporting violations of Union or national law within a private sector legal entity, [NL / FR](#)
- 07.02.2023 Chamber of representatives: publication of a draft law inserting a book XIX "**Consumer debts**" in the Code of Economic Law, [NL / FR](#)
- 10.02.2023 FSMA publishes **news** on the meeting of the European Regional Committee of IOSCO, [NL / FR](#)
- 15.02.2023 Belgian Official Gazette: publication of the Royal Decree of 3 February 2023 amending the Royal Decree of 7 April 2019 appointing the centralising organisations and the unique contact points regarding the **central point of contact of accounts**

**and financial contracts, [NL](#) / [FR](#)**

15.02.2023 FSMA publishes **news** on the **FSMA's treatment of whistleblower reports, [NL](#) / [FR](#)**

## *EU*

18.01.2023 **ESMA** publishes latest edition (December 2022) of its **Spotlight on Markets newsletter, [ENG](#)**

20.01.2023 **ESMA** publishes **Q&As** – [list](#) of questions currently under development, [ENG](#)

27.01.2023 European Commission publishes [package](#) of infringement decisions for **non-transposition of EU legislation** to ensure complete and timely transposition of EU directive, [ENG](#)

31.01.2023 European Commission publishes [press release](#) on **EU Cohesion Policy**: European Structural and Investment Funds supported SMEs, employment of millions of people and clean energy production, [ENG](#)

02.02.2023 EIB published its **activity report 2022, [EN](#)**

02.02.2023 EIB released its **Group Operational Plan 2023-2025, [EN](#)**

03.02.2023 ESMA updates its Q&As on [DLT Pilot Regulation](#), [Prospectus Regulation](#) and [application of the UCITS Directive, \[EN\]\(#\)](#)

09.02.2023 ESMA publishes the first **Trends, Risks and Vulnerabilities (TRV) Report** of 2023, [EN](#)

10.02.2023 EMSA publishes **Q&As - list of questions currently under development, [EN](#)**

21.02.2023 EIB publishes its **report on public-private partnerships it has financed** from 1990 to 2022, [EN](#)

## *International*

28.02.2023 BIS publishes its **BIS quarterly review on international banking and financial market developments, [EN](#)**

## **Banking**

### *Belgium*

11.01.2023 Febelfin publishes a press releases on the number of **interbank mobility service requests, [NL](#) / [FR](#)**

16.01.2023 Belgian Official Gazette: publication of the law of 25 September 2022 on **miscellaneous provisions in the field of economy** (including relating to the rules on the **basic banking service**), [NL](#) / [FR](#)

16.01.2023 Belgian Official Gazette: publication of royal decree of 16 December 2022 on **basic banking services for businesses, [NL](#) / [FR](#)**

17.01.2023 FPS Economy publishes a **Q&A on the basic banking service for businesses, [NL](#) / [FR](#)**

20.01.2023 Febelfin publishes **guidelines for bank employees** on welcoming **customers with**

**disabilities**, [NL](#) / [FR](#)

- 26.01.2023 Chamber of representatives: publication of a **law proposal** amending the **law of 25 April 2014** on the statute and supervision of credit institutions with regard to the **anchoring of universal banking services and the dispersion of automatic teller machines**, [NL](#) / [FR](#)
- 26.01.2023 Febelfin issues a press release on the **permanent accessibility of banks in case of suspected fraud**, [NL](#) / [FR](#)
- 10.02.2023 NBB publishes Commission Implementing Regulation (EU) 2023/266 of 9 February 2023 laying down the technical information to be used for the **calculation of technical provisions and basic own funds** for reporting purposes with a reference date between 31 December 2022 and 30 March 2023 in accordance with Solvency II , [NL](#) / [FR](#)
- 15.02.2023 NBB publishes news on new **Fit & Proper forms**, [NL](#) / [FR](#)

## EU

- 06.01.2023 EBA updates its **Single Rulebook Q&A on CRR**, see:
- Question [2020\\_5176](#) (on calculating RWAs for the portion of the securitization position benefitting from credit protection)
  - Question [2022\\_6331](#) (on collateral swaps with underlying collateral baskets)
  - Question [2022\\_6345](#) (on the encumbrance duration of reverse repo in NSFR when the received collateral has been sold short)
  - Question [2022\\_6407](#) (on C 33.00: Instructions concerning specific positions - c0020)
  - Question [2022\\_6388](#) (on the interest income from other assets in F 02.00 and F 16.01)
  - Question [2022\\_6373](#) (on the indication of use of derogation of Article 2(5)(b) of Regulation (EU) No 1152/2014)
  - Question [2021\\_6282](#) (on the collateral received for derivatives in F 32.04 and F 32.02 with master netting agreements in place)
  - Question [2022\\_6371](#) (on FINREP - Treatment of cash collateral)
  - Question [2022\\_6363](#) (on v09821\_m, v09823\_m - Hedging sets)
  - Question [2021\\_6295](#) (on the relation between posted cash variation margin in derivative transactions reported in C 47.00, rows 0071, 0190 and 0210)
  - Question [2022\\_6362](#) (on F 44.01 - validation rule v3985\_s)
  - Question [2022\\_6337](#) (on the adequacy of the validation rule v10684\_m - Instruments not at FVPL)
  - Question [2022\\_6359](#) (on the consistency of validation rule v3017\_m)
- 12.01.2023 EBA publishes [Risk Dashboard](#) which shows that **capital and liquidity ratios remain robust**, [ENG](#)

- 12.01.2023 ECB publication: "Liquidity conditions and monetary policy operations from 27 July to 1 November 2022", [ENG](#)
- 12.01.2023 ECJ judgement n° C-883/19 P (HSBS Holdings plc, HSBC Bank plc, HSBC Continental Europe / European Commission), [EN](#)
- 13.01.2023 EBA publishes [press release](#) on the **liquidity coverage ratio of EU banks** that declined in the first half of 2022 but is still well above the minimum requirement, [ENG](#)
- 16.01.2023 EBA publishes its **annual quantitative monitoring [report](#) on minimum requirement for own funds and eligible liabilities** complemented by a related impact assessment, [ENG](#)
- 19.01.2023 EBA publishes [press release](#) on **increase in the number of high earners** across EU banks in 2021, [ENG](#)
- 20.01.2023 EBA updates its **Single Rulebook Q&A on BRRD** regarding cross-border resolution, see:
- Question [2022\\_6594](#) (on the establishment of a resolution college)
- 26.01.2023 EBA publishes [response](#) to law firm on the prudential treatment of legacy instruments held by DNB Bank ASA, [ENG](#)
- 31.01.2023 EBA launches **2023 EU-wide stress test**, [ENG](#)
- 31.01.2023 EBA launches public [consultation](#) on the amending Implementing Technical Standards (ITS) on **supervisory reporting** to introduce new **IRRBB reporting**, [ENG](#)
- 31.01.2023 AFME publishes press release on the start of **2023 EU-wide stress test**, [ENG](#)
- 01.02.2023 Commission: publication of the Delegated Regulation (EU) 2023/206 of 5 October 2022 supplementing Regulation (EU) No 575/2013 of the European Parliament and of the Council with regard to **regulatory technical standards** specifying the types of **factors to be considered for the assessment of the appropriateness of risk weights for exposures secured by immovable property** and the **conditions to be taken into account for the assessment of the appropriateness of minimum loss** given default values for exposures secured by immovable property, [EN](#)
- 02.02.2023 ECB decides on **detailed modalities** for reducing **asset purchase programme** holdings, [EN](#)
- 10.02.2023 EBA updates its **Single Rulebook Q&A** on Regulation (EU) No 575/2013 (CRR) regarding own funds see:
- Question [2022\\_6379](#) (Interaction of Articles 36(1)(f) and 42 of CRR regarding equity-settled share-based payment)
  - Question [2021\\_6211](#) (Calculation of goodwill included in the valuation of significant investments in insurance undertakings)
- Question [2021\\_5756](#) (Definition of exposures arising from mortgage lending)
- 13.02.2023 EBA publishes its **final guidelines** addressed to resolution authorities for the publication of their approach to the **bail-in tool implementation**, [EN](#)
- 14.02.2023 EBA updates some of its existing **Q&As on own funds and eligible liabilities** to ensure consistency with the revised final draft Regulatory Technical Standards (RTS) on own funds and eligible liabilities submitted to the European Commission in

May 2021, [EN](#)

21.02.2023 EBA publishes final revised **Guidelines** on **methods for calculating contributions to deposit guarantee schemes**, [EN](#)

27.02.2023 EBA publishes a **no-action letter** stating that competent authorities should not prioritise any supervisory or enforcement action in relation to **the new banking book – trading book boundary provisions**, [EN](#)

### *International*

30.01.2023 BCBS publishes BIS international banking [statistics](#) and global liquidity indicators at end-September 2022, [ENG](#)

28.02.2023 BCBS publishes its **Basel III monitoring report**, [EN](#)

## Lending

### *Belgium*

18.01.2023 Belgian Official Gazette: publication of the **reference interest rates** for mortgage credits and assimilated consumer credits, [NL](#) / [FR](#)

26.01.2023 Febelfin releases **mortgage loan trend** statistics for 2022, [NL](#) / [FR](#)

07.02.2023 Chamber of representatives: publication of a draft law inserting a book XIX “**Consumer debts**” in the Code of Economic Law, [NL](#) / [FR](#)

09.02.2023 The CJUE publishes its **judgment** C-555/21 on the **request for a preliminary ruling** concerns the interpretation of Article 25(1) of Directive 2014/17/EU of the European Parliament and of the Council of 4 February 2014 on **credit agreements for consumers relating to residential immovable property** and amending Directives 2008/48/EC and 2013/36/EU and Regulation (EU) No 1093/2010, [EN](#)

16.02.2023 Febelfin publishes **press release** on the granting of consumer credit again on the rise, [NL](#) / [FR](#)

17.02.2023 Belgian Official Gazette: publication of the **reference interest rates** for mortgage credits and equivalent consumer credits, [NL](#) / [FR](#)

23.02.2023 Febelfin publishes an article on **payment deferrals** in mortgage credits due to **energy crisis**, [NL](#) / [FR](#)

### *EU*

13.01.2023 ECB publishes [survey](#) on **credit terms and conditions** in euro-denominated securities financing and OTC derivatives markets (SESFOD) from December 2022, [ENG](#)

13.01.2023 ECB publishes [results](#) of the December 2022 Survey on **credit terms and conditions** in euro-denominated securities financing and over-the-counter derivatives markets (SESFOD), [ENG](#)

31.01.2023 ECB publishes [press release](#) on January 2023 **euro area bank lending survey**, [ENG](#)

13.02.2023 EBA launches an **industry survey** to receive input from credit institutions on their **green loans and mortgages** as well as **market practices related to these loans**,



## Payments

### *Belgium*

- 15.02.2023 Chamber of representatives: publication of a draft law amending the Code of Economic Law to ensure the **obligation for the enterprise to accept cash payment from the consumer**, [NL](#) / [FR](#)
- 17.02.2023 Chamber of representatives: publication of a draft law to **ensure the presence of ATMs and terminals throughout the country**, [NL](#) / [FR](#)

### *EU*

- 06.01.2023 EBA updates its **Single Rulebook Q&A on PSD2**, see:
- Question [2020\\_5099](#) (on the collection of fees for utilities or other regular services)
  - Question [2020\\_5264](#) (on safeguarding)
  - Question [2020\\_5479](#) (on the ability of a creditor to change a mandate)
  - Question [2021\\_5726](#) (on “Triangular” passport)
  - Question [2020\\_5502](#) (on clarification of meanings 'transferring of funds' and 'another payment service provider' in the context of article 10(1)(a) of PSD2)
  - Question [2020\\_5534](#) (on bill-payment via postal service)
  - Question [2021\\_5755](#) (on the access to safeguarding accounts through the Application Programming Interface (API))
  - Question [2021\\_6241](#) (on the calculation of “payment volume” for method B in the Article 9 of Directive EU 2015/36 (PSD2))
  - Question [2021\\_6305](#) (on the articulation and interaction of the second and the third sub-paragraph of Article 74 (1) of the PSD2)
  - Question [2021\\_6315](#) (on transactions initiated via electronic mail (email))
  - Question [2021\\_5845](#) (on the ability of Payee’s PSP to apply exemptions from SCA in credit transfers)
  - Question [2021\\_6156](#) (on arbitrating between security and obstacles)
  - Question [2021\\_6280](#) (on the application of SCA for confirmation of funds requests made by a PISP)
  - Question [2021\\_6321](#) (on authentication procedures that ASPSPs’ interfaces are required to support (using re-direction))
  - Question [2020\\_5622](#) (on the application of SCA to issuing a payment instrument and tokenization)
  - Question [2021\\_6145](#) (on the SCA applicability / Application of SCA at tokenization stage)



- Question [2022\\_6464](#) (on SCA for token replacement)

- 11.01.2023 EBA publishes [peer review](#) on **authorization under the Payment Services Directive**, [ENG](#)
- 31.01.2023 EBA publishes [news](#) on the clarification of the application of strong customer authentication requirements to digital wallets, [ENG](#)
- 01.02.2023 ECB publishes its **opinion** on a proposal for a regulation amending Regulations (EU) No 260/2012 and (EU) 2021/1230 as regards **instant credit transfers in euro** (CON/2023/4), [EN](#)
- 06.02.2023 EBF publishes its **position** on the Commission's proposal for **Instant Payments Regulation** (amending the SEPA Regulation), [EN](#)

### *International*

- 18.01.2023 BCBS publishes Joint [report](#) by the BIS Committee on Payments and Market Infrastructures (CPMI), the BIS Innovation Hub, the International Monetary Fund (IMF) and the World Bank exploring **multilateral platforms for cross-border payments**, [ENG](#)
- 31.01.2023 BCBS [publication](#): "Digital payments make gains but cash remains", [ENG](#)

## Insurance

### *Belgium*

- 17.02.2023 Council of Ministers: approval of a draft Royal Decree setting the **conditions under which insurance and reinsurance companies must prepare consolidated annual accounts**, [NL](#) / [FR](#)
- 24.02.2023 FSMA publishes opinion published by the Insurance Commission on **deadlines and sanctions** regarding the **payment of claims by insurers**, [EN](#)

### *EU*

- 05.01.2023 EIOPA publishes a monthly update of the symmetric adjustment of the equity capital charge for Solvency II (end-December 2022), [ENG](#)
- 05.01.2023 EIOPA publishes monthly technical information for Solvency II Relevant Risk Free Interest Rate Terms Structures, (end-December 2022), [ENG](#)
- 18.01.2023 EIOPA publishes [Consumer Trends Report 2022](#) that focuses on the financial health of consumers and small businesses through their use of **insurance and pension savings products**, [ENG](#)
- 02.02.2023 CJEU: publication of the **Judgment** on **request for a preliminary ruling** concerning the interpretation of Directives 93/13/EEC on unfair terms in consumer contracts and 2005/29/EC concerning unfair business-to-consumer commercial practices in the internal market, in the context of the **reimbursement of assurance premiums** paid in respect of a group life assurance contract linked to an investment fund, [EN](#)
- 03.02.2023 EIOPA publishes a **Supervisory Statement** to strengthen the supervision and monitoring of insurance undertakings' and intermediaries' activities when **using governance arrangements in third countries**, [EN](#)
- 06.02.2023 EIOPA publishes its report on the implementation of **climate-related adaptation**

measures in non-life underwriting practices, [EN](#)

- 07.02.2023 EIOPA publishes its **Risk Dashboard** based on Solvency II data from the third quarter of 2022, [EN](#)
- 10.02.2023 Commission: publication of the Regulation (EU) 2023/266 of 9 February 2023 laying down technical information for the **calculation of technical provisions and basic own funds** for reporting with reference dates from 31 December 2022 until 30 March 2023 in accordance with Directive 2009/138/EC of the European Parliament and of the Council on the **taking-up and pursuit of the business of Insurance and Reinsurance**, [EN](#)

## Investment services

### EU

- 03.01.2023 ESMA publishes [Compliance table](#) on Guidelines on certain aspects of the MiFID II appropriateness and execution only requirements, [ENG](#)
- 04.01.2023 ESMA publishes [List of trading venues benefiting from a transitional exemption from the access provisions under Article 36\(5\) MiFIR](#), [ENG](#)
- 11.01.2023 ESMA publishes [Compliance table](#) on Guidelines on delay in the disclosure of inside information and interactions with prudential supervision, [ENG](#)
- 12.01.2023 EBF publishes [Position Paper](#) on **MiFIR Review**, [ENG](#)
- 16.01.2023 ESMA publishes [news](#): ESMA and NCAs to look at **marketing of financial products** by launching a common supervisory action (CSA) on the application of MiFID II disclosure rules with regard to marketing communications across the European Union, [ENG](#)
- 17.01.2023 ESMA publishes [Press Release](#) on **Costs of retail investment products** continue slow decline, [ENG](#)
- 17.01.2023 EIOPA publishes Costs and past performance [report](#) 2023 of EU retail investment products, [ENG](#)
- 17.01.2023 ESMA publishes [fifth annual report](#) on the costs and performance of European Union retail investment products, [ENG](#)
- 17.01.2023 EFAMA publishes [press release](#): "MiFIDII/MiFIR review will be key to the future success and competitiveness of the EU's capital markets, [ENG](#)
- 26.01.2023 ESMA publishes OBOOK – Business Requirements Document v1.0, [ENG](#)
- 26.01.2023 ICMA publishes a [proposal](#) for a post-trade transparency framework for sovereign bonds traded in the EU, [ENG](#)
- 27.01.2023 ESMA publishes [data](#) for the quarterly liquidity assessment of bonds, [ENG](#)
- 01.02.2023 ESMA publishes the **data for the systematic internaliser quarterly calculations for equity, equity-like instruments, bonds and for other non-equity instruments and the consolidated tape provider (CTP)** under MiFID II and MiFIR, [EN](#)
- 01.02.2023 ESMA publishes an article on **artificial intelligence in EU securities markets**, [EN](#)
- 02.02.2023 ESMA publishes the **final report** on the opinion on the **trading venue perimeter**, providing guidance on when certain systems and facilities qualify as multilateral and

therefore should seek authorisation as a trading venue, [EN](#)

09.02.2023 ESMA issues **Business Requirements Document** specifying the functional and non-functional business requirements of the IT solution required by ESMA to achieve the **transmission of the MiFID II data**, [EN](#)

09.02.2023 ESMA issues **Functional Specifications Document** specifying the technical specifications of the MIDFW IT solution required by ESMA to achieve the **transmission of the MiFID II data**, [EN](#)

## Capital markets

### General

11.01.2023 ICMA publishes its Quarterly [Report](#) for the First Quarter of 2023, [ENG](#)

16.01.2023 ESMA publishes [Memorandum of Understanding between ESMA and Financial Supervisory Commission Taiwan Related to CCPs Established in Taiwan](#), [ENG](#)

16.01.2023 ESMA publishes [Memorandum of Understanding Related to ESMA's Monitoring of the Ongoing Compliance with Recognition Conditions by CCPs established in Malaysia and supervised by the Securities Commission Malaysia](#), [ENG](#)

23.01.2023 ESMA publishes its [preliminary data report](#) following the **introduction of the market correction mechanism (MCM)** in the [EU Regulation](#), [ENG](#)

23.01.2023 ESMA publishes [letter](#) to the European Commission on the preliminary data report on the **introduction of the market correction mechanism**, [ENG](#)

23.01.2023 ESMA publishes [Annex II](#) – points for clarification – Letter to the European Commission on the preliminary data report on **MCM**, [ENG](#)

25.01.2023 ICMA publishes consolidation of its [secondary market rulebook](#) into a single document, including its buy-in provisions, [ENG](#)

27.01.2023 ESMA publishes [Guidelines](#) on **stress test scenarios under the MMF Regulation**, [ENG](#)

30.01.2023 ESMA publishes Summary of Conclusions Securities and Markets Stakeholder Group (SMSG) – 15 December 2022, [ENG](#)

31.01.2023 ESMA publishes withdrawal decision of the CRA registration of Qivalio SAS, [ENG](#)

01.02.2023 FSMA publishes **warning** against **issues of convertible bonds by companies in need of financing**, [NL](#) / [FR](#)

08.02.2023 ESMA publishes its inaugural market **report** on **European Union (EU) Money Market Funds (MMF)**, [EN](#)

16.02.2023 FSMA publishes **news** on **guidelines on stress tests under the Money Market Funds Regulation**, [NL](#) / [FR](#)

21.02.2023 EFAMA published a **statement** on European exchanges' bid to run a **consolidated equities tape**, [EN](#)

27.02.2023 ESMA publishes its **letter** addressed to EFRAG on the IASB's **Exposure Draft International Tax Reform** – Pillar Two Model Rules, [EN](#)

27.02.2023 ESMA publishes its **letter** addressed to IASB on **Exposure Draft International Tax**

## Reform – Pillar Two Model Rules, [EN](#)

### Securitization Regulation

- 14.02.2023 EBA publishes **final draft technical standards** defining the **homogeneity of the underlying exposures in STS securitisation**, [EN](#)
- 17.02.2023 Joint Committee of the European Supervisory Authorities issues **Q&As** relating to the **Securitisation Regulation** (EU) 2017/2402, [EN](#)

## Benchmarks

### EU

- 25.01.2023 **ESMA** and the UK FCA agree [Memorandum of Understanding \(MoU\)](#) on the recognition of UK benchmark administrators in the EU, [ENG](#)
- 30.01.2023 **ESMA** publishes [MoU](#) with the FCA concerning EU Critical Benchmarks, [ENG](#)
- 03.02.2023 ESMA publishes a **report on the virtual conference** of the **Working Group on Euro Risk-Free Rates**, [EN](#)
- 14.02.2023 Commission: publication of the **Implementing Regulation** (EU) 2023/313 of 15 December 2022 amending the implementing technical standards laid down in Implementing Regulation (EU) 2016/2070 as regards **benchmark portfolios, reporting templates and reporting instructions for the reporting** referred to in Article 78(2) of Directive 2013/36/EU of the European Parliament and of the Council, [EN](#)

## Asset management

### Belgium

- 31.01.2023 FSMA publishes its **Q&A** on the entry into force of Commission Delegated Regulation (EU) 2022/1288 of 6 April 2022 supplementing the **SFDR with technical standards in the field of asset management**, [NL](#) / [FR](#)

### EU

- 03.01.2023 ESMA publishes [Register](#) of authorized European long-term investment funds (ELTIFs), [ENG](#)
- 06.01.2023 ESMA publishes **updated AIFMD reporting IT technical guidance** (rev 5), [ENG](#)
- 17.01.2023 ESMA publishes **annual statistical report on performance and costs of retail investment products in the EU – 2023**, [ENG](#)
- 23.01.2023 EFAMA publishes [press release](#): “Rebound in demand for long-term UCITS amidst renewed investor optimism”, [ENG](#)
- 31.01.2023 EFAMA publishes [article](#) on ELTIF 2.0 – European Long-Term Investment Funds, [ENG](#)
- 15.02.2023 EFMA publishes a **press release** on **ELTIF 2.0** regulation which is intended to

- facilitate retail investor access to long-term investment opportunities in Europe, [EN](#)
- 20.02.2023 ICMA responds to ESMA's Guidelines on funds' names using ESG or sustainability-related terms, [EN](#)
- 21.02.2023 SMSG advices to ESMA on ESMA's consultation on Guidelines on funds' names using ESG or sustainability-related terms, [EN](#)
- 21.02.2023 EFAMA questions the threshold approach in ESMA's proposed guidelines on the use of **ESG terms in fund names**, [EN](#)
- 21.02.2023 EFAMA publishes its monthly **Investment Fund Industry Fact Sheet**, [EN](#)

## AML, Terrorist Financing and Cyber-security

### Belgium

- 26.01.2023 NBB issues its Circular NBB\_2023\_01/ **periodic questionnaire** on combating money laundering and terrorist financing, [ENG](#)
- 26.01.2023 Febelfin warns against **search engine fraud**, [NL](#) / [FR](#)
- 26.01.2023 FSMA publishes its quarterly dashboard **on investment fraud**, [EN](#)
- 26.01.2023 FPS Economy **warns of a wave of phishing attempts** using its name and the logo of the Banque-Carrefour des Entreprises, [NL](#) / [FR](#)
- 27.01.2023 Chamber of representatives adopted a draft law **amending** the law of 18 September 2017 on the prevention of **money laundering** and terrorist financing and limiting the use of cash, [NL](#) / [FR](#)
- 17.02.2023 Belgian Official Gazette: publication of the Law of 8 February 2023 amending the Law of 18 September 2017 on the **prevention of money laundering** and terrorist financing and on limiting the use of cash, [NL](#) / [FR](#)
- 17.02.2023 Belgian Official Gazette: publication of the Royal Decree of 8 February 2023 amending the Royal Decree of 30 July 2018 on the **operating modalities of the UBO-register**, [NL](#) / [FR](#)

### EU

- 06.02.2023 The three European Supervisory Authorities (EBA, EIOPA and ESMA – ESAs) held a joint public event in the format of a technical discussion about **DORA** on 6 February 2023, [EN](#)
- 10.02.2023 EBA updates its **Single Rulebook Q&A** on [Directive \(EU\) 2015/849 \(AMLD\)](#) regarding outsourcing arrangements see:
  - Question [2020\\_5100](#) (Clarification of the relationship between EBA's Guidelines on outsourcing arrangements and Section 4 of the Directive (EU) 2015/849 – AML)
- 14.02.2023 ESRB published its **report on advancing macroprudential tools for cyber resilience**, [EN](#)
- 14.02.2023 SMSG advice to ESMA on potential **practical challenges regarding the implementation DORA**, [EN](#)

## Market Infrastructure and derivatives

### EU

01.01.2023	ECB <a href="#">publication</a> : “CCBM information for counterparties: Summary of legal instruments used in the euro area”, <a href="#">ENG</a>
01.01.2023	ECB <a href="#">publication</a> : “Correspondent central banking model (CCBM): Procedures for Eurosystem counterparties”, <a href="#">ENG</a>
06.01.2023	EBA updates its <b>Single Rulebook Q&amp;A</b> on <b>CSDR</b> regarding market infrastructures, see: <ul style="list-style-type: none"><li>▪ Question <a href="#">2021_6083</a> (on the capacity of a CSD-banking service provider to convert into cash on a same-day basis collateral or investments through prearranged and highly reliable funding arrangements)</li></ul>
11.01.2023	ESMA publishes <a href="#">CSD Register</a> , <a href="#">ENG</a>
12.01.2023	ESMA publishes <a href="#">Advice on the SMSG’s role in the Breach of EU Law Procedure</a> , <a href="#">ENG</a>
16.01.2023	ESMA publishes <a href="#">List of third-country CCPs recognised to offer services and activities in the Union</a> , <a href="#">ENG</a>
13.01.2023	ESMA publishes answer to Q&A on collateral requirements and recording of client assets under EMIR, <a href="#">ENG</a>
16.01.2023	<b>ESMA</b> publishes <a href="#">Memorandum of Understanding</a> with the Financial Supervisory Commission Taiwan Related to <b>CCPs Established in Taiwan</b> , <a href="#">ENG</a>
16.01.2023	<b>ESMA</b> publishes <a href="#">Memorandum of Understanding</a> Related to ESMA’s Monitoring of the Ongoing Compliance with Recognition Conditions by <b>CCPs established in Malaysia</b> and supervised by the Securities Commission Malaysia, <a href="#">ENG</a>
01.02.2023	ESMA publishes its <b>final report</b> on the <b>clearing and derivative trading obligations</b> to accompany the benchmark transition, <a href="#">EN</a>
02.02.2023	EFAMA, ISDA, AIMA and FIA publish a <b>statement</b> in response to the European Commission’s proposed amendments to the European Market Infrastructure Regulation (EMIR) to make <b>derivatives clearing</b> in the EU more attractive, <a href="#">EN</a>
13.02.2023	EMSA publishes an updated <b>CSD Register</b> , <a href="#">EN</a>
13.02.2023	Commission: publication of the Delegated Regulation (EU) 2023/314 of 25 October 2022 amending the regulatory technical standards laid down in Delegated Regulation (EU) 2016/2251 as regards the <b>date of application of certain risk management procedures for the exchange of collateral</b> , <a href="#">EN</a>
13.02.2023	Commission: publication of the Delegated Regulation (EU) 2023/315 of 25 October 2022 amending the regulatory technical standards laid down in Delegated Regulations (EU) 2015/2205, (EU) No 2016/592 and (EU) 2016/1178 as regards the <b>date at which the clearing obligation takes effect for certain types of contracts</b> , <a href="#">EN</a>
14.02.2023	ESMA issues a list of <b>third-country central counterparties</b> recognised to offer services and activities in the Union, <a href="#">EN</a>

- 15.02.2023 ESMA publishes its **Peer Review Report** on the national supervision of **Central Securities Depositories** (CSDs) providing cross-border services or participating in interoperable links, [EN](#)
- 15.02.2023 AFME comments on **US move to one-day settlement cycles**, [EN](#)
- 17.02.2023 ESMA issues a **statement** regarding the Decision of AMF/ACPR and BaFin regarding actions relating to their **domestic participants in Indian CCPs**, [EN](#)

## Agenda

- 13.01.2023 ESMA publishes [Joint ESAs public event on DORA – programme](#), [ENG](#)
- 19.01.2023 **ESMA** [Consultation Paper](#) – **Manual on post-trade transparency**, [ENG](#)
- 19.01.2023 ESMA publishes [Consultation Paper](#), [Consultation Paper Manual](#) and [Reply Form on post-trade transparency](#): it is seeking feedback on certain technical issues to provide further guidance in its future manual on post-trade transparency, [ENG](#)
- 23.01.2023 **ESMA** open hearing on consultation on **ESG terms in funds' names** for its [Consultation Paper](#) on ESG, [ENG](#)
- 31.01.2023 Deadline for responding to ESMA's [Consultation Paper](#) on the review of the **methodology** included in the Guidelines on **stress test scenarios under the MMF Regulation**, [ENG](#)
- 31.01.2023 Deadline for responding to ESMA's [Consultation Paper](#) on JC Guidelines on the system for the exchange of information relevant to fit and proper assessments, [ENG](#)
- 31.01.2023 **EBA** launches public [consultation](#) on the amending Implementing Technical Standards (ITS) on supervisory reporting to introduce new IRRBB reporting, [ENG](#)
- 31.01.2023 ESMA publishes ESAs [consultation paper](#) on draft guidelines on the system for the exchange of information relevant to **fit and proper assessments**, [ENG](#)
- 01.02.2023 FSMA publishes **consultation** on a **guide to information notes**, [NL](#) / [FR](#)
- 08.02.2023 EBA launched a **public consultation** on its draft Implementing Technical Standards (ITS) on **supervisory disclosures**, [EN](#)
- 09.02.2023 EIOPA launched a **public consultation** on its draft amendments to the **Regulatory Technical Standards (RTS) adapting the base euro amounts for the professional indemnity insurance (PII) cover and financial capacity of insurance intermediaries** under the Insurance Distribution Directive (IDD), [EN](#)

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