



Council of the
European Union

Brussels, 25 November 2020
(OR. en)

12760/20

EF 284
ECOFIN 1012

NOTE

From:	General Secretariat of the Council
To:	Delegations
No. prev. doc.:	12193/20
Subject:	Progress on financial services legislative files

Delegations will please find attached information from the Presidency concerning the state of play of legislative proposals in the field of financial services.

Colours are used as follows to reflect the stage for each file:
Review (of Commission proposal) in the Council WP ongoing
Trilogues to start
Trilogues ongoing
Finalisation ongoing
Publication

PROGRESS ON KEY FINANCIAL SERVICES LEGISLATIVE FILES

1 December 2020

No	File	Presented by the Commission	State of play
1	Regulation establishing an European Deposit Insurance Scheme (EDIS) <i>Aim: to create a European Deposit Insurance Scheme to complement and gradually replace existing national deposit guarantee funds.</i>	November 2015	<ul style="list-style-type: none"> Review ongoing in the Council <i>Ad Hoc</i> Working Party on the Strengthening of the Banking Union
2	Central Counterparties Recovery and Resolution Regulation (CCPRR) <i>Aim: to create a European framework for the recovery and resolution of CCPs.</i>	November 2016	<ul style="list-style-type: none"> Council's first-reading position adopted on 17 November 2020 European Parliament opened its second reading on 23 November
3	NPLs: Directive on credit servicers and credit purchasers <i>Aim: to encourage the development of secondary markets for NPLs.</i>	March 2018	<ul style="list-style-type: none"> Negotiating mandate on 27 March 2019
4	NPLs: Directive on accelerated extrajudicial collateral enforcement mechanism <i>Aim: to establish an accelerated extrajudicial collateral enforcement procedure (AECE).</i>	March 2018	<ul style="list-style-type: none"> Negotiating mandate on 27 November 2019
5	Sovereign Bond-backed Securities (SBBS) <i>Aim: to enable a market demand-led development of Sovereign Bond-Backed Securities (SBBSs) and to support further integration and diversification within the EU's financial sector, leading to a stronger and more resilient Economic and Monetary Union.</i>	May 2018	<ul style="list-style-type: none"> Review in the Council WP ongoing
6	Motor Vehicle Insurance (MID) <i>Aim: to update the Directive in the light of recent ECJ judgements as well as to reinforce the Directive by, inter alia, ensuring protection for accident victims where the insurer is insolvent.</i>	May 2018	<ul style="list-style-type: none"> Negotiating mandate on 18 December 2019 Trilogues ongoing
7	Benchmark Regulation <i>Aim: to address the potential cessation of relevant benchmarks in the EU or in third countries and thus protect financial stability.</i>	July 2020	<ul style="list-style-type: none"> Negotiating Mandate on 7 October 2020 Trilogues ongoing
8	Capital Markets Recovery Package: Amendments to MiFID II <i>Aim: to facilitate capital markets' essential role in the recapitalisation of EU companies emerging from the COVID-19 crisis.</i>	July 2020	<ul style="list-style-type: none"> Negotiating Mandate on 21 October 2020 Trilogues to start in early December
9	Capital Markets Recovery Package: Amendments to the Prospectus Regulation <i>Aim: to enable companies to access new funding, in particular by raising equity, to support the economic recovery from the COVID-19 crisis.</i>	July 2020	<ul style="list-style-type: none"> Negotiating Mandate on 21 October 2020 Trilogues ongoing
10	Capital Markets Recovery Package: Amendments to the Securitisation Regulation <i>Aim: to facilitate the use of securitisation in the EU's recovery by enabling banks to expand their lending and to free their balance sheets of non-performing exposures.</i>	July 2020	<ul style="list-style-type: none"> Negotiating Mandate on 21 October 2020 Trilogues ongoing

No	File	Presented by the Commission	State of play
11	Capital Markets Recovery Package: Amendments to the Capital Requirements Regulation <i>Aim: to make the capital treatment of securitisations for banks and investment firms more risk-sensitive</i>	July 2020	<ul style="list-style-type: none"> • Negotiating Mandate on 21 October 2020 • Trilogues ongoing
12	Fintech: Markets in Crypto-assets (MiCA) <i>Aim: to provide an EU harmonised framework for the issuance, and provision of services related to crypto-assets, as well as to ensure the proper functioning of crypto-asset markets while ensuring investor protection, market integrity and financial stability.</i>	September 2020	<ul style="list-style-type: none"> • Review in the Council WP ongoing
13	Fintech: Pilot regime on distributed ledger technology market infrastructure (DLT) <i>Aim: to provide legal certainty and flexibility for market participants who wish to operate a DLT market infrastructure by establishing uniform requirements for operating these.</i>	September 2020	<ul style="list-style-type: none"> • Review in the Council WP ongoing
14	Fintech: Digital Operational Resilience (DORA) <i>Aim: to set uniform requirements for the security of network and information systems of financial entities.</i>	September 2020	<ul style="list-style-type: none"> • Review in the Council WP ongoing
15	Fintech: Amending Directive <i>Aim: to update existing directives in line with the rest of the Fintech package.</i>	September 2020	<ul style="list-style-type: none"> • Review in the Council WP ongoing