

DECISION (EU) 2018/667 OF THE EUROPEAN CENTRAL BANK
of 19 April 2018
on the total amount of annual supervisory fees for 2018 (ECB/2018/12)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EU) No 1024/2013 of 15 October 2013 conferring specific tasks on the European Central Bank concerning policies relating to the prudential supervision of credit institutions ⁽¹⁾, and in particular Article 30 thereof,

Having regard to Regulation (EU) No 1163/2014 of the European Central Bank of 22 October 2014 on supervisory fees (ECB/2014/41) ⁽²⁾, and in particular Articles 3(1) and 9(2) thereof,

Whereas:

- (1) The total amount of the annual supervisory fees to be levied under Article 9(2) of Regulation (EU) No 1163/2014 (ECB/2014/41) should cover, but not exceed, the expenditure incurred by the European Central Bank (ECB) in relation to its supervisory tasks in the relevant fee period. This expenditure primarily consists of costs directly related to the ECB's supervisory tasks, such as direct supervision of significant entities, oversight of the supervision of less significant entities and performance of horizontal tasks and specialised services. It also includes costs indirectly related to the ECB's supervisory tasks, such as services provided by the ECB's support business areas, including premises, human resources management, administrative services, budgeting and controlling, accounting, legal, communication and translation services, internal audit, and statistical and information technology services.
- (2) To calculate the annual supervisory fees payable in respect of significant supervised entities and significant supervised groups, and less significant supervised entities and less significant supervised groups, the total costs should be split on the basis of the expenditure allocated to the relevant functions that perform the direct supervision of significant supervised entities and significant supervised groups and the indirect supervision of less significant supervised entities and less significant supervised groups.
- (3) The total amount of the annual supervisory fees for 2018 should be calculated as the sum of: (a) the estimated annual costs of supervisory tasks for 2018, based on the approved ECB budget for 2018, taking into account any developments in the estimated annual costs expected to be incurred by the ECB that were known at the time this Decision was adopted; and (b) the surplus or deficit from 2017.
- (4) The surplus or deficit should be determined by deducting the actual annual costs of the supervisory tasks incurred for 2017, as reflected in the ECB's Annual Accounts for 2017 ⁽³⁾, from the estimated annual costs levied for 2017 set out in the Annex to Decision (EU) 2017/760 of the European Central Bank (ECB/2017/11) ⁽⁴⁾.
- (5) In accordance with Article 5(3) of Regulation (EU) No 1163/2014 (ECB/2014/41), fee amounts related to previous fee periods that were not collectible, interest payments received in accordance with Article 14 and amounts received or refunded in accordance with Article 7(3) of that Regulation, if any, should also be taken into account in the estimated annual costs of supervisory tasks for 2018,

⁽¹⁾ OJ L 287, 29.10.2013, p. 63.

⁽²⁾ OJ L 311, 31.10.2014, p. 23.

⁽³⁾ Published on the ECB's website at www.ecb.europa.eu in February 2018.

⁽⁴⁾ Decision (EU) 2017/760 of the European Central Bank of 24 April 2017 on the total amount of annual supervisory fees for 2017 (ECB/2017/11) (OJ L 113, 29.4.2017, p. 52).

HAS ADOPTED THIS DECISION:

Article 1

Definitions

For the purposes of this Decision, the definitions contained in Regulation (EU) No 468/2014 of the European Central Bank (ECB/2014/17) ⁽¹⁾ and Regulation (EU) No 1163/2014 (ECB/2014/41) shall apply.

Article 2

Total amount of annual supervisory fees for 2018

1. The total amount of annual supervisory fees for 2018 shall be EUR 474 785 269, calculated as shown in Annex I.
2. Each category of supervised entities and supervised groups shall pay the following total amount of annual supervisory fees:
 - (a) significant supervised entities and significant supervised groups: EUR 428 485 342;
 - (b) less significant supervised entities and less significant supervised groups: EUR 46 299 927.

The split of the total amount of annual supervisory fees for 2018 payable in respect of each category is shown in Annex II.

Article 3

Entry into force

This Decision shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

Done at Frankfurt am Main, 19 April 2018.

The President of the ECB
Mario DRAGHI

⁽¹⁾ Regulation (EU) No 468/2014 of the European Central Bank of 16 April 2014 establishing the framework for cooperation within the Single Supervisory Mechanism between the European Central Bank and national competent authorities and with national designated authorities (SSM Framework Regulation) (ECB/2014/17) (OJ L 141, 14.5.2014, p. 1).

ANNEX I

Calculation of the total amount of annual supervisory fees for 2018

	(EUR)
Estimated annual costs for 2018	502 467 814
Salaries and benefits	247 584 306
Rent and building maintenance	53 932 669
Other operating expenditure	200 950 839
Surplus/deficit from 2017	– 27 930 375
Amounts to be taken into account in accordance with Article 5(3) of Regulation (EU) No 1163/2014 (ECB/2014/41)	247 830
Fee amounts related to previous fee periods that were not collectible	0
Interest payments received in accordance with Article 14 of the above Regulation	– 7 079
Amounts received or refunded in accordance with Article 7(3) of the above Regulation	254 909
TOTAL	474 785 269

ANNEX II

Split of the total amount of annual supervisory fees for 2018

(EUR)

	Significant supervised entities and significant supervised groups	Less significant supervised entities and less significant supervised groups	Total
Estimated annual costs for 2018	458 594 063	43 873 751	502 467 814
Surplus/deficit from 2017	- 30 206 780	2 276 405	- 27 930 375
Amounts to be taken into account in accordance with Article 5(3) of Regulation (EU) No 1163/2014 (ECB/2014/41)	98 059	149 771	247 830
Fee amounts related to previous fee periods that were not collectible	0	0	0
Interest payments received in accordance with Article 14 of the above Regulation	- 3 859	- 3 220	- 7 079
Amounts received or refunded in accordance with Article 7(3) of the above Regulation	101 918	152 991	254 909
TOTAL	428 485 342	46 299 927	474 785 269