

Directive 2000/12/EC of the European Parliament and of the Council of 20 March 2000 relating to the taking up and pursuit of the business of credit institutions

DIRECTIVE 2000/12/EC OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL

of 20 March 2000

relating to the taking up and pursuit of the business of credit institutions

F1TITLE I

DEFINITIONS AND SCOPE

Article 1

Definitions

Article 2

Scope

Article 3

Prohibition for undertakings other than credit institutions from carrying on the business of taking deposits or other repayable funds from the public

Textual Amendments

F1 Repealed by Directive 2006/48/EC of the European Parliament and of the council of 14 June 2006 relating to the taking up and pursuit of the business of credit institutions (recast) (Text with EEA relevance).

F¹TITLE II**REQUIREMENTS FOR ACCESS TO THE TAKING UP AND PURSUIT OF THE BUSINESS OF CREDIT INSTITUTIONS***Article 4***Authorisation***Article 5***Initial capital***Article 6***Management body and place of the head office of credit institutions***Article 7***Shareholders and members***Article 8***Programme of operations and structural organisation***Article 9***Economic needs***Article 10***Authorisation refusal**

Article 11

Notification of the authorisation to the Commission

.....

Article 12

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Article 13

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Article 14

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Article 15

Name

.....

Article 16

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Article 17

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Article 19

Financial institutions

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Article 20

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Article 21

Exercise of the freedom to provide services

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Article 27

Competence of the host Member State

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On-the-spot verification of branches established in another Member State

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Status: EU Directives are being published on this site to aid cross referencing from UK legislation. After IP completion day (31 December 2020 11pm) no further amendments will be applied to this version.

*Article 30***Exchange of information and professional secrecy**

*Article 31***Duty of persons responsible for the legal control of annual and consolidated accounts**

*Article 32***Power of sanction of the competent authorities**

*Article 33***Right to apply to the courts**

Article 33a

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Article 41

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Article 42

The denominator: risk-adjusted assets and off-balance-sheet items

.....

Status: EU Directives are being published on this site to aid cross referencing from UK legislation. After IP completion day (31 December 2020 11pm) no further amendments will be applied to this version.

*Article 43***Risk weightings***Article 44***Weighting of claims for regional governments or local authorities of the Member States***Article 45***Other weighting***Article 46***Administrative bodies and non-commercial undertakings***Article 47***Solvency ratio level****Section 3****Large exposures***Article 48***Reporting of large exposures***Article 49***Limits on large exposures**

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1.
2.
3.
4.
5.
6.
7. Trading for own account or for account of customers in:
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8.
9.
10.
11.
12.
13.
14.

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ANNEX II

CLASSIFICATION OF OFF-BALANCE-SHEET ITEMS

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ANNEX III

THE TREATMENT OF OFF-BALANCE-SHEET ITEMS

1. CHOICE OF THE METHOD

2. METHODS

Method the ‘mark to market’ approach
1:

Method the ‘original exposure’ approach
2:

3. CONTRACTUAL NETTING (CONTRACTS FOR NOVATION AND OTHER NETTING AGREEMENTS)

(a) Types of netting that competent authorities may recognise

(b) Conditions for recognition

(c) Effects of recognition

(i) Contracts for novation

(ii) Other netting agreements

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ANNEX IV

TYPES OF OFF-BALANCE-SHEET ITEMS

1. **Interest-rate contracts:**
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2. **Foreign-exchange contracts and contracts concerning gold:**
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3. **Contracts of a nature similar to those in points 1(a) to (e) and 2(a) to (d) concerning other reference items or indices concerning:**
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ANNEX V

PART A

REPEALED DIRECTIVES TOGETHER WITH THEIR SUCCESSIVE AMENDMENTS

(referred to in Article 67)

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PART B

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(referred to in Article 67)

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ANNEX VI

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