### **Basic Banking Supervision Rules**

The Bank's operation is governed by a number of laws and regulatory provisions, which regulate the financial environment in general, particularly the operation of the financial system, with a view to safeguarding financial stability against systemic risks and protecting the public's confidence in the domestic financial system. The basic rules of banking supervision are mainly based on the following legislative and regulatory acts, as amended:

## **OPERATING FRAMEWORK OF CREDIT** o Law 4261/2014 on access to the activity of credit institutions and the prudential supervision of credit institutions and investment firms (transposition of Directive 2013/36/EC) **INSTITUTIONS** BoG Governor's Act 2577/2006 determining the framework of operational principles and criteria for the evaluation of the organisation and Internal Control Systems of credit and financial institutions and relevant powers of their management bodies Capital adequacy framework for credit institutions pursuant to the Basel Committee Rules Regulation (EU) 575/2013 on prudential requirements for credit institutions and investment firms Regulation (EU) 468/2014 establishing the framework for cooperation within the Single Supervisory Mechanism between the European Central Bank and national competent authorities and with national designated authorities Law 4370/2016 on Deposit Guarantee schemes (transposition of Directive 2014/49/EU) and the Hellenic Deposit and Investment Guarantee Fund Law 4557/2018 on the prevention and suppression of money laundering and terrorist financing **COMBATING MONEY-LAUNDERING &** (transposition of Directive 2015/849/EU) **FINANCING OF TERRORISM** Regulation (EU) 847/2015 on information accompanying transfers of funds and repealing Regulation (EC) 1781/2006 BoG Banking and Credit Committee Decision 281/5/17.3.2009 on the prevention of the use of credit and financial institutions under Bank of Greece supervision for money laundering and terrorist financing Law 2656/1988 ratifying the Convention on combating bribery of foreign public officials in **COMBATING BRIBERY** international business transactions The OECD Guidelines for Multinational Enterprises: Recommendations for responsible business behaviour in a global context (2011) Law 4624/2019 on the Hellenic Data Protection Authority, measures for implementing Regulation **PROTECTION OF PERSONAL DATA** (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data, transposition of Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016 into Greek legislation, and other provisions Regulation (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (General Data Protection Regulation/GDPR) Law 3471/2006 on the protection of personal data and privacy in the electronic telecommunications sector Guidelines/Decisions of the Data Protection Authority Guidelines of the European Data Protection Board Law 3016/2002 on corporate governance and the operation of companies listed on a regulated **CORPORATE GOVERNANCE** stock market Law 4548/2018 on the reform of the companies law BoG Executive Committee Act 142/11.6.2018 on the procedures for (a) the authorisation of credit institutions in Greece; (b) the acquisition of, or increase in, a holding in credit institutions; and (c) the taking up of a post as a member of the board of directors and as a key function holder of credit institutions Legislative Decree 1059/1971 on the confidentiality of bank deposits **BANKING SECRECY – CONFIDENTIALITY** Law 2251/1994 on consumer protection **CONSUMER PROTECTION** BoG Governor's Act 2501/31.10.2002 on credit institutions' disclosure requirements to retail customers with respect to terms and conditions governing the provision of bank services Ministerial Decision Z1 – 798/2008 banning the use of General Terms ruled unfair by irrevocable court decisions Law 4438/2016 re harmonization with Directive 2014/17/EU on credit agreements for consumers relating to residential immovable property

on consumer credit agreements

Ministerial Decision Z1-699/2010 bringing Greek legislation into line with Directive 2008/48/EC

BoG Executive Committee Act 157/1/2.04.2019 on the adoption of the guidelines issued by the Joint Committee of the European Supervisory Authorities on the handling of complaints

- submitted by customers of supervised institutions
- BoG Executive Committee Act 191/23.07.2021 on the statistics for the complaints submitted to supervised institutions
- BoG Executive Committee Act 205/18.05.2022 on the adoption of the European Banking Authority's Guidelines on supervisory and governance arrangements for retail banking products

#### PAYMENT SERVICES/ PAYMENT ACCOUNTS

- Law 4537/2018 on the transposition into Greek legislation of Directive 2015/2366/EU on payment services in the internal market (PSD2)
- Delegated Regulation (EU) 2018/389 supplementing Directive (EU) 2015/2366 with regard to regulatory technical standards for strong customer authentication and common and secure open standards of communication
- BoG Executive Committee Act 158/10.05.2019 on the adoption of the Guidelines of the European Banking Authority on the conditions to be met to benefit from an exemption from contingency measures under Article 33(6) of Regulation (EU) 2018/389 (technical standards for effective customer verification and common and secure open standards of communication)
- BoG Executive Committee Act 209/19.07.2022 on the adoption of the revised guidelines of the European Banking Authority on major incident reporting under PSD2
- Law 4465/2017 on the transposition into national law of Directive 2014/92/EU on the comparability of fees related to payment accounts, payment account switching and access to payment accounts with basic features
- BoG Executive Committee Act 215/03.02.2023 on the list of the most representative services linked to payment accounts and subject to charges (Law 4465/2017, art. 3)

#### **INVESTOR PROTECTION (MIFID)**

- Law 4514/2018 on markets in financial instruments (transposition of Directive 2014/65/EU)
- Regulation (EU) 600/2014 on markets in financial instruments (MiFIR)
- Commission Delegated Regulation (EU) 2017/565 supplementing Directive 2014/65/EU as regards organisational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive.
- BoG Executive Committee Act 147/27.7.2018 on the replacement of Annex 7 to the Bank of Greece Governor's Act 2577/9.3.2006 on the framework for safeguarding financial instruments and funds belonging to clients and product governance obligations and the repeal of Annexes 6 and 8 to the Bank of Greece Governor's Act 2577/9.3.2006
- HCMC Board Decision 1/808/7.2.2018 on organizational requirements with regard to safeguarding of financial instruments and funds belonging to clients, product governance obligations and the rules applicable to the provision or reception of fees, commissions or any monetary or non-monetary benefits (transposition of Delegated Directive (EU) 2017/593)
- HCMC Board Decision 3/960/4.8.2022 on the amendment of HCMC Board Decision 1/808/7.2.2018 on organizational requirements with regard to safeguarding of financial instruments and funds belonging to clients, product governance obligations and the rules applicable to the provision or reception of fees, commissions or any monetary or non-monetary benefits (transposition of Delegated Directive (EU) 2021/1269 on the amendment of Delegated Directive (EU) 2017/593)
- European Securities and Markets Authority (ESMA) Guidelines

# PROTECTION OF INFORMATION – AVOIDANCE OF INSIDER TRADING

- Law 3556/2007 on transparency requirements in relation to information about issuers whose financial instruments have been listed for trading on a regulated market and other provisions
- o Regulation (EU) 596/2014 on market abuse (Market Abuse Regulation)
- Law 4443/2016 on the necessary measures to comply with articles 22, 23, 30, 31.1, 32 and 34 of Regulation 596/2014 and transposition of Directive 2014/57/EU on criminal sanctions for market abuse and Implementing Directive 2015/2392
- Implementing Regulation (EU) 2016/1055 laying down implementing technical standards with regard to the technical means for appropriate public disclosure of inside information and for delaying the public disclosure of inside information in accordance with Regulation (EU) No 596/2014
- Implementing Regulation (EU) 2016/347 laying down implementing technical standards with regard to the precise format of insider lists and for updating insider lists in accordance with Regulation (EU) 596/2014
- Delegated Regulation (EU) 2016/957 supplementing Regulation (EU) 596/2014 with regard to regulatory technical standards for the appropriate arrangements, systems and procedures as well as notification templates to be used for preventing, detecting and reporting abusive practices or suspicious orders or transactions
- o Hellenic Capital Market Commission (HCMC) Guidelines
- European Securities and Markets Authority (ESMA) Guidelines

PRIIPs	<ul> <li>Regulation 1286/2014 on key information documents for packaged retail and insurance-based investment products (PRIIPs)</li> <li>Delegated Regulation (EU) 2017/653 supplementing Regulation (EU) 1286/2014 on key information documents for packaged retail and insurance-based investment products (PRIIPs) by laying down regulatory technical standards with regard to the presentation, content, review and revision of key information documents and the conditions for fulfilling the requirement to provide such documents</li> </ul>
INSURANCE DISTRIBUTION	<ul> <li>Law 4583/2018 transposing into Greek law Directive 2016/97/EU on insurance distribution</li> </ul>
UCITS	<ul> <li>Law 4099/2012 on undertakings for collective investment in transferable securities (UCITs) and mutual fund management companies (transposition of Directive 2009/65/EC)</li> <li>Delegated Regulation 2016/438 supplementing Directive 2009/65/EC with regard to obligations of depositaries</li> </ul>
OUTSOURCING	<ul> <li>BoG Executive Committee Act 178/2.10.2020 on outsourcing</li> <li>European Banking Authority (EBA) Guidelines</li> </ul>
NPLs	<ul> <li>Law 4224/2013 on the Government Council for Private Debt Management and other provisions</li> <li>BoG Credit and Insurance Committee Decision 392/31.5.2021 on the revision of the Code of Ethics under Law 4224/2013</li> <li>BoG Executive Committee Act 175/29.7.2020 adopting the Guidelines of the European Banking Authority on management of non-performing and forborne exposures (EBA/GL/2018/06) and repealing Executive Committee Act 42/30.5.2014 on the supervisory framework for the management of loans in arrears and non-performing loans</li> <li>Law 4354/2015 on the management of non-performing loans</li> <li>BoG Executive Committee Decision 118/19.5.2017 on the establishment and operation of credit servicers under law 4354/2015</li> <li>Law 3758/2009 on companies notifying debtors of their overdue debts</li> <li>Law 3869/2010 on debt settlement for over-indebted individuals</li> <li>Law 4469/2017 on the out-of-court debt settlement mechanism for businesses</li> <li>Law 4605/2019 on the protection of primary residence</li> <li>European Banking Authority Guidelines</li> </ul>
DIGITAL SERVICES	<ul> <li>Regulation (EU) 910/2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC</li> <li>Law 4954/2022 on digital repository of documents</li> <li>Ministerial Decision 4082/2022 on specific operational issues of the special electronic application of article 80 of Law 4954/2022</li> </ul>