

**THIS TEXT IS UNOFFICIAL TRANSLATION AND MAY NOT BE USED AS A BASIS FOR SOLVING ANY DISPUTE**

Pursuant to the third paragraph of Article 9 of the Resolution and Compulsory Winding-Up of Banks Act (Official Gazette of the Republic of Slovenia, Nos. 44/16 and 71/16 [constitutional court ruling]; hereinafter: the ZRPPB) and the first paragraph of Article 31 of the Bank of Slovenia Act (Official Gazette of the Republic of Slovenia, Nos. 72/06 [official consolidated version] and 59/11), the Governing Board of the Bank of Slovenia hereby issues the following

**REGULATION**

**on the application of the Final Guidelines concerning the interrelationship between the BRRD sequence of write-down and conversion and CRR/CRD**

**Article 1**

**(purpose and field of application)**

(1) Pursuant to Article 16(1) of Regulation (EU) No 1093/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Banking Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/78/EC (OJ L 331 of 15 December 2010, p 12), on 11 July 2017 the European Banking Authority issued the Final Guidelines concerning the interrelationship between the BRRD sequence of write-down and conversion and CRR/CRD (hereinafter: the guidelines), which are published on its website.

(2) Pursuant to Article 48(6) of Directive 2014/59/EU, the guidelines referred to in the first paragraph of this article address the interrelationship between Regulation (EU) No 575/2013 and Directive 2013/36/EU, and Directive 2014/59/EU for the purposes of the sequence of write-down and conversion. The guidelines clarify this interrelationship for the purposes of Article 48 of Directive 2014/59/EU, which governs the sequence of write-down and conversion when the bail-in tool is applied. They are also relevant to Article 60 of Directive 2014/59/EU regarding the sequence of write-down and conversion of capital instruments at the point of non-viability.

(3) The guidelines apply to resolution authorities referred to in point (iv) of Article 4(2) of Regulation (EU) No 1093/2010.

**Article 2**

**(content of regulation and scope of application of guidelines)**

(1) By virtue of this regulation the Bank of Slovenia sets out the application of the guidelines to the Bank of Slovenia, when in accordance with the ZRPPB it is exercising the powers and tasks of the resolution authority.

(2) In exercising the powers and tasks of the resolution authority in accordance with the ZRPPB, the Bank of Slovenia shall take full account of the provisions of the guidelines in those parts relating to the exercise of the powers and tasks of resolution authorities.

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**Article 3  
(entry into force)**

This regulation shall enter into force on the day after its publication in the Official Gazette of the Republic of Slovenia.

Ljubljana, 29 August 2017

Boštjan Jazbec  
President,  
Governing Board of the Bank of Slovenia