

In case of discrepancies between the French and the English text,
the French text shall prevail

BANQUE CENTRALE DU LUXEMBOURG

**Regulation of the Central Bank of Luxembourg 2018 / No 25 of 23 July 2018 on
the collection and remittance of euro banknotes by credit institutions and the
financial services of the Entreprise des Postes et Télécommunications**

Domain: Statistics

The Management of the Banque centrale du Luxembourg;

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 127 (2) and 128 (1) thereof;

Having regard to Article 5.1 of the Statute of the European System of Central Banks and of the European Central Bank;

Having regard to Guideline ECB/2008/8 of the European Central Bank of 11 September 2008 on data collection regarding the euro and the operation of the Currency Information System, as amended;

Having regard to Decision ECB/2010/29 of the European Central Bank of 13 December 2010 on the issue of euro banknotes, as amended;

Having regard to Article 108 *bis* of the Constitution;

Having regard to the law of 23 December 1998 on the monetary status and the Banque centrale du Luxembourg, as amended by the law of 24 October 2008, in particular Articles 2 (1), 32 and 34 (1);

Whereas:

- 1 In the context of its missions, the Banque centrale du Luxembourg must have comprehensive and reliable statistics.
- 2 The purpose of the new collection system is:
 - The monitoring of the withdrawal and remittance of euro banknotes

Art.1. Definitions

For the purposes of this Regulation, the following definitions shall apply:

- 1 «Statistical reporting requirements to the Banque centrale du Luxembourg»: statistical information that declaring agents are required to provide and which are necessary for the accomplishment of the Eurosystem's tasks;
- 2 «Declarant»: for the purposes of this Regulation, all resident credit institutions as well as the financial services of the Entreprise des Postes et Télécommunications;
- 3 «Intermediary»: for the purposes of this Regulation, credit institutions in the euro area and National Central Banks members of the Eurosystem;
- 4 «Credit institution»: any legal person whose business is to receive deposits or other repayable funds from the public and to grant credits for its own account and any other person qualified as a credit institution in Chapter 1 Part I of the law of 5 April 1993 on the financial sector as amended;
- 5 «Financial Services of the Entreprise des Postes et Télécommunications»: the financial services of the Entreprise des Postes et Télécommunications whose purpose is the provision of financial services, including the receipt of deposits or other repayable funds from the public, in relationship with checks and postal transfers and associated current accounts as defined in the second part of the Law of 15 December 2000 on postal services and postal financial services;

Art. 2. Information obligations to the Banque centrale du Luxembourg

Intermediaries shall inform the Banque centrale du Luxembourg when withdrawing/remitting euro banknotes from/to the Banque centrale du Luxembourg or

another National Central Bank member of the Eurosystem on behalf of a credit institution and/or the services of the Entreprise des Postes et Télécommunications.

Art. 3. Statistical reporting requirements to the Banque centrale du Luxembourg

- 1 The declarants transmit monthly:
 - 1.1 The name of the intermediary through which they withdraw/remit banknotes denominated in euro from the Banque centrale du Luxembourg or another National Central Bank member of the Eurosystem.
 - 1.2 Details on the number of euro banknotes withdrawn/remitted from/to the Banque centrale du Luxembourg or another National Central Bank member of the Eurosystem through an intermediary.
 - 1.3 The name of the National Central Bank member of the Eurosystem, other than the BCL, from which they withdraw/remit banknotes denominated in euro.
 - 1.4 Details on the number of banknotes denominated in euro withdrawn/remitted from/to a National Central Bank member of the Eurosystem, other than the BCL, without the intervention of an intermediary.
- 2 Declarants are required to comply with the detailed instructions in the Annexes to this Regulation.

Art. 4. Transmission modalities

- 1 The declarants shall submit the information required in Article 2 paragraphs 1 to 2 within 10 working days following the period to which it relates.
- 2 Each year the Banque centrale du Luxembourg publishes a calendar with the precise dates on which the statistical reports have to be submitted.
- 3 Declarants must use one of the electronic transmission methods described in Annex 2.

Art. 5. Use of data

The collected data is used for the purposes of carrying out the tasks of the Banque centrale du Luxembourg.

Art. 6. Sanctions

Without prejudice to other sanctions, the Banque centrale du Luxembourg may make public any infringement of the provisions of this Regulation and inform the supervisory authorities of the financial sector.

Art. 7. Entry into force

This Regulation comes into force on the day of its publication.

The first transmission of the information defined in Article 2 paragraph 1 and relating to the period December 2018 shall be submitted by 15 January 2019.

Art. 8. Publication

- 1 This Regulation is published on the website of the Banque centrale du Luxembourg (www.bcl.lu). It is also published in the Official Journal of the Grand Duchy of Luxembourg.
- 2 The Banque centrale du Luxembourg publishes on its website (www.bcl.lu) a table showing the precise dates for submitting the statistical reports.
- 3 This Regulation is supplemented by three annexes, regularly updated and published on the website of the Banque centrale du Luxembourg (www.bcl.lu).
 - Annex 1: Instructions S 1.12-L «Indirect withdrawals and remittances of banknotes denominated in EUR through an intermediary»
 - Annex 2: Report S 1.12-L «Indirect withdrawals and remittances of banknotes denominated in EUR through an intermediary»
 - Annex 3: «Manual of electronic transmission for statistical reports of banks»

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The Management