



Reporting instructions for Guidelines of the European Banking Authority on reporting requirements for fraud data under Article 96(6) of the Directive (EU) 2015/2366 (PSD2)

Introduction

Article 96(6) of the Directive (EU) 2015/2366 (“PSD2”) requires Member States (“MS”) to “ensure that payment service providers provide, at least on an annual basis, statistical data on fraud relating to different means of payment to their competent authorities”. As a consequence, Article 105-2(3) of the law of 10 November 2009 on payment services, as amended¹ (the “Law”) imposes reporting obligations of fraud data on payment service providers as defined in Article 1(37) of the Law (“PSPs”).

The Guidelines of the European Banking Authority (“EBA”) on reporting requirements for fraud data under Article 96(6) of PSD2 - EBA/GL/2018/05 as amended by the Guidelines EBA/GL/2020/01² published on 22 January 2020 and applicable to the reporting of payment transactions initiated and executed from 1 July 2020 - provide details with regard to these reporting obligations.

In Luxembourg, these reporting obligations were adopted via the Circular CSSF 19/712 and the related Circular letter, addressed to all PSPs and all branches of EEA (“European Economic Area”)’s PSPs established in Luxembourg.

The present reporting instructions aim to further clarify and illustrate the requirements laid down in the above-mentioned EBA Guidelines and explain the template to be filled in by the PSPs in the reporting process. These reporting instructions do not contain any additional reporting requirements and have no binding legal status.

The reporting instructions are composed of 2 sections. The first section provides general aspects of the reporting process. The second section provides specific reporting instructions for all parts of the reporting template. The reporting template and the relevant contact details can be found in the Annexes.

¹ Law of 10 November 2009 on payment services, on the activity of electronic money institution and settlement finality in payment and securities settlement systems

² Guidelines of the EBA amending Guidelines EBA/GL/2018/05 on fraud reporting under the payment Service Directive (PSD2) - EBA/GL/2020/01

1. General reporting instructions

PSPs must report data every six months within 3 months after the end of the reporting period. The first reporting will therefore be due by 30 September 2020. The fraud reporting is to be provided even if no fraud occurred during the reporting period.

A reporting template has been designed in Microsoft Excel format for the data transmission by PSPs to the BCL. The reporting template is provided in a separate document “Reporting template for the EBA GL on fraud reporting” that can be accessed on BCL’s website under the following link: <http://www.bcl.lu/en/payment-systems/Fraud-Reporting-PSD2>

The PSPs should report all adjustments to data reported in any past reporting period.

A specific naming convention of the files should be followed:

OTXREP-[XAAAA]-EBAFraudRep-[yyyy][hx]-[00] where:

[XAAAA] stands for the code of the reporting PSP, where “X” can be B (credit institutions), P (post-giro institutions), Z (payment institutions) or W (e-money institutions) and AAAA is a four-digit national identification number;

[yyyy][hx] stands for the year and semester of the reporting period (e.g. 2020h1);

[00] stands for the version of the document submitted by the PSP, represented by two digits (e.g. 01, 02, etc.).

Examples: OTXREP-B0176-EBAFraudRep-2020h1-01.xls (first transmission of data for the 1st half of 2020)

OTXREP-Z0079-EBAFraudRep-2022h2-03.xls (third transmission of data for the 2nd half of 2022)

The values are to be reported in euro currency. Data for values denominated in another currency should be converted using the relevant exchange rates or the average ECB reference exchange rate for the applicable reporting period in case the relevant exchange rate is unknown.

The default channel for submitting the data to the BCL is e-file (“Correspondances diverses” channel) or Sofie (OTXREP channel).

2. Specific reporting instructions

The reporting template contains 12 sheets in total. The first “identification” sheet allows the PSP to provide its general identification data. There are eight separate “data” sheets for the different payment services covered under the EBA GL. In addition, there are three supplementary sheets: one overview of the checks performed (“Checks”), one informational sheet (“Field codes”) and one sheet listing the data validation rules “Validation”.

All sheets are locked for editing, except where data information should be provided. The template must neither be edited nor manipulated in any manner.

a) Identification sheet

This sheet allows the PSP to identify itself. All fields are mandatory and the three first ones are to be chosen out of the pre-determined lists (Nosig code of the reporting PSP – unique identification number), the reporting year (e.g. 2020) and the reporting term (1st half or 2nd half of the reporting year). The PSP’s name, authorisation number, country of authorisation and contact person, email and telephone have to be filled in manually.

b) Data sheets

All but two fields (“Volume or value in EUR” and “Comment”) in these two sections are restricted to pre-determined lists of values. The reporting PSPs are expected to fill in all rows in all the “data” sheets providing the necessary information, regardless if the respective payment service is applicable to the reporting PSP. All cells to be filled in are described directly in the Excel sheet in accordance with the information provided below. It should be noted that all cells have been pre-filled to “0”.

The reporting PSP should provide information on the payment transactions (volumes and values in three geographical areas) in all data sheets; the fraudulent transactions (volumes and values in three geographical areas) in all data sheets; and the losses due to fraud (only total values) in all data sheets except for the “data m. remittance” and “data PIS transactions”. All fields in the columns of the “main” section are mandatory, except the last one (“Comment”). This column is optional and could be used for free text comments on the data provided, if needed.

The first column “Sending/receiving country” represents the geographical area by showing the location of the counterparty of the reporting PSP (following the flow of funds). The column is named “Receiving country” (used on sheets “data CT”, “data cards (issuer)”, “data cash withdrawals”, “data e-money”, “data m. remittance” and “data PIS transactions”) or “Sending country” (used on sheets “data DD” and “data cards (acquirer)”). The values there are pre-filled in all the “data” sheets and reflect four options - the ISO code of the reporting country "LU" – for the domestic transactions; the code “IX” stands for cross-border transactions within EEA; the code “OX” stands for cross-border transactions 1-leg outside EEA; and the code “XX” is to be used when reporting “Losses due to fraud per liability bearer” as the geographical breakdown is not requested for this category of reported data.

The second column “Field code” provides the unique field codes developed for each of the indicators required for the payment services covered under the EBA GL. Each unique field code is commented to

reflect its breakdown according to the EBA GL. The values are again pre-filled in all “data” sheets and reflect the unique field codes listed in the “Field codes” sheet.

The third column “Volume or value in EUR” should be used for reporting the actual figures in terms of volumes and values of transactions in EUR and values of the losses due to fraud in EUR. The reporting should be done in actual units, with zero decimals for volumes and two decimals for values.

In **the fourth column** “Data availability”, the PSP should provide information on the availability of each data point. The information can either be “OK” (available), “NA” (not applicable) or “E” (estimated figure). It should be noted that estimated figures can only be provided in the case of fraud data.

The fifth column “Comment” is optional and could be used by the PSPs to provide further clarifications regarding the data in the respective rows, if needed.

The last four columns provide the results of the following checks:

Quality checks embedded in the template		
Name	Rationale	Expected result
Consistency check	Each total is the sum of its elements The specific check formula applied to each cell is included in the comment for each cell	0 for equations or TRUE for inequalities
Missing values or availability	“Volume or value in EUR” and the “Data Availability” cells are filled in	No empty cells
Data availability check	“Data availability” cell is filled in consistently	Estimates can only be provided for fraud data Availability flag of positive volumes or values should be “OK – available”
Volume/value check	Consistencies between values and volumes and between payment data and fraudulent data	Values are positive only when volumes are. Payment data is equal or higher than fraud data

c) Sheet “Checks”

This sheet provides an overview of the results of all data validation checks performed in each data sheet. This helps PSPs to verify the correctness and completeness of filled data. The total number of errors detected in the data is provided. The number of errors per data sheet and per check is provided. **The filled Excel template should only be submitted once all checks are passed.** In other words, the total of errors as seen on the sheet “Checks” must be zero.

d) Sheet “Field codes”

This sheet provides information regarding the content of the fields in all the “data” sheets. It provides a mapping between the content of the tables in Annex 2 of the EBA GL and the reporting template’s field codes.

e) Sheet “Validation”

This sheet contains a list of the data validation checks embedded in each data sheet relating to the above-mentioned: (i) consistency checks based on the validation formulas provided in Annex 2 of the EBA GL and (ii) volume/value checks that are general logical validation checks on correctly filled cells.

ANNEX 1 – Reporting template

The reporting template is provided in a separate document “*Reporting template for the EBA GL on fraud reporting*” that can be accessed on BCL’s website under the following link: <http://www.bcl.lu/en/payment-systems/Fraud-Reporting-PSD2>

ANNEX 2 – Contact details

In **all correspondence** concerning the reporting of EBA GL data and/or clarification of data changes, the reporting PSP should contact the BCL via the following e-mail address: paymentoversight@bcl.lu