



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 16 May 2012

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**9716/12
ADD 1**

**EF 113
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ADDENDUM TO NOTE

From: General Secretariat of the Council
To: Delegations
No. prev. doc.: 9225/12 EF 102 ECOFIN 364 CODEC 1100
No. Cion prop.: 13285/11 EF 113 ECOFIN 532 CODEC 1285

Subject: PROPOSAL FOR A DIRECTIVE OF THE EUROPEAN PARLIAMENT AND
 OF THE COUNCIL on the access to the activity of credit institutions and the
 prudential supervision of credit institutions and investment firms and amending
 Directive 2002/87/EC of the European Parliament and of the Council on the
 supplementary supervision of credit institutions, insurance undertakings and
 investment firms in a financial conglomerate
 - Presidency Compromise

Delegations will find attached the modification agreed by the ECOFIN Council on 15 May 2012.

Article 124a(12) of the Presidency compromise in doc. 9716/12 (Directive) shall read as follows:

“12. Following the notification in paragraph 6, Member states may apply the buffer to all exposures. In case that the authority determined according to paragraph 1a decides to set the buffer up to 3 % on the basis of exposures in other Member States then the buffer must be set equally on all exposures located within the Union.“
