



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 31 July 2012

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“I” ITEM NOTE

From: General Secretariat of the Council
To: COREPER
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Subject: Decision of the Representatives of the Governments of the Member States on entrusting the European Banking Authority with specific tasks

1. Further to the Coreper meeting of 25 July 2012, the Representatives of the Governments of the Member States of the European Union, meeting on 26th July 2012 within the Economic and Financial Committee, approved the Decision set out in the annex.
2. The Coreper could take note of this decision.

**Decision of the Representatives of the Governments of the Member States
of the European Union**

The representatives of the Governments of the Member States of the European Union agree that the European Banking Authority (EBA) may be tasked by the European Financial Stability Facility (EFSF) shareholders and by the Members of the European Stability Mechanism (ESM) on a temporary and exceptional basis with advising on specific technical functions as foreseen explicitly in the Memorandum of Understanding on Financial-Sector Policy Conditionality (MoU) attached to the financial support to Spain for recapitalisation of its banking sector, in a manner that is consistent with Regulation 1093/2010 EU. The tasks will not imply an increase in expenditure of the EBA or of any other item of expenditure under the EU budget.

This Decision shall remain in force until 31 December 2012 and can be renewed by consent of the Representatives of the Governments of the Member States of the European Union. This is without prejudice to the future institutional set-up of a Single Supervisory Mechanism, as referred to in the Euro area summit on 29 June 2012.
