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► **B** **GUIDELINE (EU) 2016/65 OF THE EUROPEAN CENTRAL BANK**
of 18 November 2015
on the valuation haircuts applied in the implementation of the Eurosystem monetary policy
framework (ECB/2015/35)
(OJ L 14, 21.1.2016, p. 30)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Guideline (EU) 2016/2299 of the European Central Bank of 2 November 2016	L 344	117	17.12.2016
► <u>M2</u>	Guideline (EU) 2018/571 of the European Central Bank of 7 February 2018	L 95	45	13.4.2018
► <u>M3</u>	Guideline (EU) 2019/1033 of the European Central Bank of 10 May 2019	L 167	75	24.6.2019
► <u>M4</u>	Decision (EU) 2020/506 of the European Central Bank of 7 April 2020	L 109I	1	7.4.2020
► <u>M5</u>	Guideline (EU) 2020/1692 of the European Central Bank of 25 September 2020	L 379	94	13.11.2020
► <u>M6</u>	Guideline (EU) 2022/988 of the European Central Bank of 2 May 2022	L 167	131	24.6.2022
► <u>M7</u>	Guideline (EU) 2023/832 of the European Central Bank of 16 December 2022	L 104	40	19.4.2023

▼ B**GUIDELINE (EU) 2016/65 OF THE EUROPEAN CENTRAL BANK****of 18 November 2015****on the valuation haircuts applied in the implementation of the Eurosystem monetary policy framework (ECB/2015/35)****▼ M1***Article 1***Valuation haircuts applied to eligible marketable assets**

1. In accordance with Title VI of Part Four of Guideline (EU) 2015/510 (ECB/2014/60), marketable assets shall be subject to valuation haircuts, as defined in point 97 of Article 2 of Guideline (EU) 2015/510 (ECB/2014/60), at the levels set forth in Tables 2 and 2a in the Annex to this Guideline.

2. The valuation haircut for a specific asset depends on the following factors:

- (a) the haircut category to which the asset is allocated, as defined in Article 2;
- (b) the residual maturity or the weighted average life of the asset, as defined in Article 3;
- (c) the coupon structure of the asset; and
- (d) the credit quality step to which the asset is allocated.

▼ B*Article 2***Determination of haircut categories for marketable assets**

Eligible marketable assets shall be allocated to one of the five haircut categories, based on the type of issuer and/or the type of asset, as reflected in Table 1 in the Annex to this Guideline:

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- (a) debt instruments issued by central governments, debt instruments issued by the European Union, ECB debt certificates and debt certificates issued by NCBs prior to the date of adoption of the euro in their respective Member State whose currency is the euro are included in haircut category I;

- (b) debt instruments issued by:

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- (i) local and regional governments;
 - (ii) entities which are credit institutions or non-credit institutions classified by the Eurosystem as agencies and which meet the quantitative criteria set out in Annex XIIa to Guideline (EU) 2015/510 (ECB/2014/60);
 - (iii) multilateral development banks and international organisations other than the European Union; as well as legislative covered bonds and *multi cédulas*; are included in haircut category II;
- (c) debt instruments issued by:
- (i) non-financial corporations;
 - (ii) corporations in the government sector; and
 - (iii) agencies which are non-credit institutions that do not meet the quantitative criteria set out in Annex XIIa to Guideline (EU) 2015/510 (ECB/2014/60), are included in haircut category III;

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- (d) unsecured debt instruments issued by: (i) credit institutions; (ii) agencies which are credit institutions that do not meet the quantitative criteria set out in Annex XIIa to Guideline (EU) 2015/510 (ECB/2014/60); and (iii) financial corporations other than credit institutions, are included in haircut category IV;

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- (e) asset-backed securities are included in haircut category V, regardless of the classification of the issuer.

▼ M7*Article 3***Valuation haircuts for marketable assets**

1. The valuation haircuts for marketable assets allocated to haircut categories I to IV shall be determined based on:

- (a) the allocation of the specific asset to credit quality step 1, 2 or 3;
- (b) the residual maturity of the asset as detailed in paragraph 2;
- (c) the coupon structure of the asset as detailed in paragraph 2.

2. For marketable assets allocated to haircut categories I to IV, the applicable valuation haircut shall depend on the residual maturity and coupon structure of the asset (fixed/floating or zero), as determined based on Table 2 in the Annex to this Guideline. The relevant maturity for determining the valuation haircut to be applied shall be the residual maturity of the asset, irrespective of the type of coupon structure.

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2a. The determination of the residual maturity for own-use covered bonds shall depend on whether the own-use covered bonds have a soft bullet structure or a conditional pass-through structure, as follows:

- (a) in the case of own-use covered bonds with a soft bullet structure, the residual maturity shall be defined as the maximum length to which the maturity may be extended as reflected in the terms and conditions for the specific covered bond;
- (b) in the case of own-use covered bonds with a conditional pass-through structure, the residual maturity shall correspond to the [10,15) year category.

For the purposes of this paragraph 2a, ‘own-use’ shall mean the submission or use by a counterparty of covered bonds that are issued or guaranteed by the counterparty itself or by any other entity with which that counterparty has close links as determined in accordance with Article 138 of Guideline (EU) 2015/510 (ECB/2014/60).

3. For marketable assets allocated to haircut category V, regardless of their coupon structure, the valuation haircuts shall be determined based on the weighted average life of the asset as detailed in paragraphs 4 and 5. The valuation haircuts applicable to marketable assets in category V are laid down in Table 2a in the Annex to this Guideline.

4. The weighted average life of the senior tranche of an asset-backed security shall be estimated as the expected weighted average time remaining until repayment has been made for that tranche. For retained mobilised asset-backed securities, the calculation of the weighted average life shall assume that issuer call options will not be exercised.

5. For the purposes of paragraph 4, ‘retained mobilised asset-backed securities’ shall mean asset-backed securities used in a percentage greater than 75 % of the outstanding nominal amount by a counterparty that originated the asset-backed security or by entities closely linked to the originator. Such close links shall be determined in accordance with Article 138 of Guideline (EU) 2015/510 (ECB/2014/60).

Article 4

Additional valuation haircuts applied to specific types of marketable assets

In addition to the valuation haircuts laid down in Article 3 of this Guideline, the following additional valuation haircuts shall apply for specific types of marketable assets:

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- (a) all marketable assets allocated to haircut categories II, III, IV and V that are theoretically valued in accordance with the rules contained in Article 134 of Guideline (EU) 2015/510 (ECB/2014/60) shall be subject to an additional valuation haircut in the form of a valuation markdown. The valuation markdown, also for own-use covered bonds, shall depend on the expected residual maturity or, in the case of haircut category V, the weighted average life of the asset, at the levels set out in Table 4 in the Annex to this Guideline. For the purpose of computing the valuation markdown for own-use covered bonds, the expected residual maturity, shall be the originally scheduled maturity date unless and until a maturity extension has been triggered;
- (b) own-use covered bonds shall be subject to an additional valuation haircut of: (i) 8 % applied to the value of the debt instruments allocated to credit quality steps 1 and 2; and (ii) 12 % applied to the value of the debt instruments allocated to credit quality step 3. For the purposes of this paragraph, 'own-use' shall have the same meaning as 'own-use' as defined in Article 3(2a);
- (c) if the additional valuation haircut referred to in paragraph (b) cannot be applied with respect to a collateral management system of an NCB, triparty agent, or TARGET for auto-collateralisation, the additional valuation haircut shall be applied in such systems or platform to the entire issuance value of the covered bonds that can be own used.

▼ B*Article 5***Valuation haircuts applied to eligible non-marketable assets****▼ M3**

1. Individual credit claims shall be subject to specific valuation haircuts determined according to the residual maturity, the credit quality step and the interest rate structure as laid down in Table 3 in the Annex to this Guideline.
2. The following provisions shall apply with respect to the interest rate structure of credit claims:
 - (a) 'zero coupon' credit claims shall be treated as fixed rate credit claims;
 - (b) floating rate credit claims with a resetting period longer than one year shall be treated as fixed rate credit claims;
 - (c) floating rate credit claims with a ceiling shall be treated as fixed rate credit claims;
 - (d) floating rate credit claims with a resetting period of one year or less and with a floor, but without a ceiling, shall be treated as floating rate credit claims;

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- (e) the valuation haircut applied to a credit claim with more than one type of interest payment shall depend only on the interest payments during the remaining life of the credit claim. If there is more than one type of interest payment during the remaining life of the credit claim, the remaining interest payments shall be treated as fixed-rate payments, with the relevant maturity for the haircut being the residual maturity of the credit claim.
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5. Non-marketable retail mortgage-backed debt instruments shall be subject to a valuation haircut of 31,5 %.

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6. Fixed-term deposits shall not be subject to valuation haircuts.

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7. Each underlying credit claim included in the cover pool of a non-marketable debt instrument backed by eligible credit claims (hereinafter 'DECC') shall be subject to a valuation haircut applied at an individual level following the rules set out in ► **M3** paragraphs 1 to 2 ◀. The aggregate value of the underlying credit claims included in the cover pool after the application of valuation haircuts shall, at all times, remain equal to or above the value of the principal amount of the DECC that is outstanding. If the aggregate value falls below the threshold referred to in the previous sentence, the DECC shall be deemed ineligible.

▼ B*Article 6***Taking effect and implementation**

1. This Guideline shall take effect on the day of its notification to the national central banks of the Member States whose currency is the euro.
2. The national central banks of the Member States whose currency is the euro shall take the necessary measures to comply with this Guideline and apply them from 25 January 2016. They shall notify the ECB of the texts and means relating to those measures by 5 January 2016 at the latest.

*Article 7***Addressees**

This Guideline is addressed to the national central banks of the Member States whose currency is the euro.

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ANNEX

Table 1

Haircut categories for eligible marketable assets based on the type of issuer and/or type of asset

Category I	Category II	Category III	Category IV	Category V
Debt instruments issued by central governments	Debt instruments issued by local and regional governments	Debt instruments issued by non-financial corporations, corporations in the government sector and agencies which are non-credit institutions that do not meet the quantitative criteria set out in Annex XIIIa to Guideline (EU) 2015/510 (ECB/2014/60)	Unsecured debt instruments issued by credit institutions and agencies which are credit institutions that do not meet the quantitative criteria set out in Annex XIIIa to Guideline (EU) 2015/510 (ECB/2014/60)	Asset-backed securities
Debt instruments issued by the European Union	Debt instruments issued by entities (credit institutions or non-credit institutions) classified by the Eurosystem as agencies and which meet the quantitative criteria set out in Annex XIIIa to Guideline (EU) 2015/510 (ECB/2014/60)		Unsecured debt instruments issued by financial corporations other than credit institutions	
ECB debt certificates	Debt instruments issued by multilateral development banks and international organisations other than the European Union			
Debt certificates issued by national central banks (NCBs) prior to the date of adoption of the euro in their respective Member State	Legislative covered bonds			
	Multi cédulas			

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Table 2

Valuation haircut levels applied to eligible marketable assets in haircut categories I to IV

(in %)

		<i>Haircut categories</i>							
Credit quality	Residual maturity (years) (*)	Category I		Category II		Category III		Category IV	
		fixed or floating coupon	zero coupon	fixed or floating coupon	zero coupon	fixed or floating coupon	zero coupon	fixed or floating coupon	zero coupon
Steps 1 and 2	[0,1)	0,5	0,5	1,0	1,0	1,0	1,0	7,5	7,5
	[1,3)	1,0	2,0	1,5	2,5	2,0	3,0	10,0	11,5
	[3,5)	1,5	2,5	2,5	3,5	3,0	4,5	12,0	13,0
	[5,7)	2,0	3,0	3,5	4,5	4,5	6,0	14,0	15,0
	[7,10)	3,0	4,0	4,5	6,5	6,0	8,0	16,0	17,5
	[10,15)	4,0	5,0	6,5	8,5	7,5	10,0	18,0	22,5
	[15,30)	5,0	6,0	8,0	11,5	9,0	13,0	21,0	25,0
	[30, ∞)	6,0	9,0	10,0	13,0	11,0	16,0	24,0	31,5
		<i>Haircut categories</i>							
Credit quality	Residual maturity (years)	Category I		Category II		Category III		Category IV	
		fixed or floating coupon	zero coupon	fixed or floating coupon	zero coupon	fixed or floating coupon	zero coupon	fixed or floating coupon	zero coupon
Step 3	[0,1)	5,0	5,0	5,5	5,5	6,5	6,5	11,5	11,5
	[1,3)	6,0	7,0	7,5	10,5	9,5	12,0	18,5	20,0
	[3,5)	8,5	10,0	11,0	16,0	13,0	18,0	23,0	27,0
	[5,7)	10,0	11,5	12,5	17,0	15,0	21,5	25,5	29,5
	[7,10)	11,5	13,0	14,0	21,0	17,0	23,5	26,5	31,5
	[10,15)	12,5	14,0	17,0	25,5	19,5	28,0	28,5	35,0
	[15,30)	13,5	15,0	20,0	28,5	22,0	31,0	31,5	39,0
	[30, ∞)	14,0	17,0	22,0	32,5	25,0	35,5	34,5	43,0

(¹) i.e. [0,1) residual maturity less than one year, [1,3) residual maturity equal to or greater than one year and less than three years, etc.

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Table 2a

Valuation haircut levels applied to eligible marketable assets in haircut category V

(in %)

Credit quality	Weighted Average Life (*)	Category V
		Valuation haircut
Steps 1 and 2	[0,1)	4,0
	[1,3)	5,0
	[3,5)	7,0
	[5,7)	9,0
	[7,10)	12,0
	[10,15)	18,0
	[15,30)	20,0
	[30, ∞)	22,0

(*) i.e. [0,1) WAL less than one year, [1,3) WAL equal to or greater than one year and less than three years, etc.

Table 3

Valuation haircut levels applied to eligible credit claims

(in %)

Credit quality	Residual maturity (years) (*)	Fixed interest payment	Floating interest payment
Steps 1 and 2	[0,1)	8,0	8,0
	[1,3)	11,5	8,0
	[3,5)	15,0	8,0
	[5,7)	20,0	11,5
	[7,10)	26,0	15,0
	[10,15)	33,0	20,0
	[15,30)	38,0	26,0
	[30, ∞)	40,0	33,0
Step 3	[0,1)	16,0	16,0
	[1,3)	25,0	16,0
	[3,5)	35,0	16,0
	[5,7)	42,0	25,0
	[7,10)	46,0	35,0
	[10,15)	48,0	42,0
	[15,30)	50,0	46,0
	[30, ∞)	52,0	48,0

(*) i.e. [0,1) residual maturity less than one year, [1,3) residual maturity equal to or greater than one year and less than three years, etc.;

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Table 4

Valuation markdown levels applied to marketable assets in haircut categories II to V that are theoretically valued

(in %)

Residual maturity/Weighted Average Life (WAL) (years) (*)	Valuation markdown
[0,1)	1,5
[1,3)	2,5
[3,5)	3,0
[5,7)	3,5
[7,10)	4,5
[10,15)	6,0
[15,30)	8,0
[30, ∞)	13,0

(*) i.e. [0,1) Residual maturity/WAL less than one year, [1,3) residual maturity/WAL equal to or greater than one year and less than three years, etc.