



EBA/Corrigendum/2023/01

27.11.2023

CORRIGENDUM

to the Guidelines EBA/GL/2021/16 on the characteristics of a risk-based approach to anti-money laundering and terrorist financing supervision, and the steps to be taken when conducting supervision on a risk-sensitive basis under Article 48(10) of Directive (EU) 2015/849 (The Risk-Based Supervision Guidelines)



1. Paragraph 21 is amended as follows:

‘In order to cooperate and exchange information effectively, competent authorities should apply all cooperation and coordination measures and tools at their disposal, including those competent authorities have been required to put in place in accordance with Directive (EU) 2015/849. Competent authorities should ensure the reliability and continuity of these measures and tools to minimise the risk of a potential information void. In particular, competent authorities should refer to the ESAs Joint guidelines on cooperation and information exchange for the purpose of Directive (EU) 2015/849 between competent authorities supervising credit and financial institutions,¹ the EBA Guidelines on cooperation and information exchange between prudential and AML/CFT supervisors and financial intelligence units under Directive (EU) ~~2019/878~~ 2013/36² and the Multilateral Agreement between the European Central Bank and national competent authorities pursuant to Article 57a(2)(b) of Directive (EU) 2015/849.’³

2. Paragraph 30 points e) to q) will be renumbered and will start with point a).
3. Paragraph 41 points e) to k) will be renumbered and will start with point a).
4. The first sentence of paragraph 51 is amended as follows:

‘Competent authorities should develop a good understanding **of the** ML/TF risks present in each sector under their supervision, which will allow them to prioritise their supervisory activities across and within sectors and to identify ML/TF risks that are relevant for a particular sector.’

5. Footnote 23 on page 42 is amended as follows:

‘~~Guidelines Consultation paper~~ on policies and procedures in relation to compliance management and the role and responsibilities of the AML/CFT Compliance Officer under Article 8 and Chapter VI of Directive (EU) 2015/849.’

¹ Joint guidelines on cooperation and information exchange for the purpose of Directive (EU) 2015/849 between competent authorities supervising credit and financial institutions, ‘The AML/CFT Colleges Guidelines’, [JC 2019 81](#).

² EBA [Guidelines on Cooperation and information exchange between prudential supervisors, AML/CFT supervisors and financial intelligence units under Article 117\(6\) of Directive 2013/36/EU](#), December 2021

³ [Multilateral Agreement](#) between the European Central Bank and national competent authorities pursuant to Article 57a(2)(b) of Directive (EU) 2015/849



6. Footnote 24 on page 42 is amended as follows:

‘In accordance, in particular, with paragraph 19 of the ~~forthcoming~~ EBA Guidelines on cooperation and information exchange between prudential supervisors, AML/CFT supervisors and financial intelligence units under Directive 2013/36/EU.’

7. Paragraph 101 point b) is amended as follows:

‘b) possible instances where supervisors are required to cooperate with other stakeholders as described in Section ~~1.4.1. 4.1.4~~ 4.1.4 of these Guidelines and explain the process of how this cooperation should happen in practice;’