



Final

## Financial Matters Expert Subgroup meeting

14 January 2019, Brussels, Rue Montoyer 30 01x56

### Items

#### Approval of the Agenda

The draft agenda was revised by adding information on Access to Document requests as item after ESMA. The item on Credit Cards was moved forward after the PSD2 Workshop item. An AOB item was added. The modified agenda was adopted.

#### Outcomes of the EDPB Plenary and SAESG meeting

The coordinator informed the participants of the FMES that the mandate to produce an Opinion on the PSD2 and to organize a workshop on the PSD2 has been granted. The coordinator participated in the SAESG meeting to have an overview of the work done by the different expert subgroups and the work program of the EDPB and informed participants of the potential collaboration with other expert subgroups.

#### Reorganization of expert subgroups + FMES Working Plan for 2019

The work program was presented and discussed. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

#### PSD2 Opinion (Rapporteur: [REDACTED])

The rapporteur presented the outline of the draft document. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

The participants of the meeting were requested to provide comments and examples by 24 January 2019.



and ██████ offered to present potential questions of the Expert Subgroup to the authors of the report.

### e-invoice and creation of centralised database by Ministries of Finance (Rapporteur: ██████)

The rapporteur informed the participants of the expert subgroup about an Opinion issued by her SA. The issue relates to the obligation of the centralised collection of electronic invoices. This may lead to massive and detailed processing of personal data.

The coordinator of the Compliance ESG reported that this issue was also raised in the Compliance ESG. Also in other Member States similar database are created. As a legal basis the transposition of a directive was given in some member states.

Participants were invited to consult their authority on whether there is interest to request a mandate to work on the issue. This work would be done in collaboration with the Compliance ESG.

### National updates on data protection in the financial sector

Participants provided updates from their national authorities.

### AOB

The Financial Stability Board approached a Supervisory Authority, presenting their ethical commission, which may have common items with the FMES. Participants agreed that any external entity will need to formally contact the EDPB to request participation in an expert subgroup meeting.

### To-do/Next steps

Please insert the TO DO + date of the next meeting if known

- PSD2 Opinion: comments and examples by 24 January 2019 to the rapporteur
- PSD2 Workshop: Coordinator to liaise with Secretariat
- Credit Cards: participants to inform the Coordinator by the 24 January 2019
- FATCA statement: participants are invited to provide comments by the 21 January 2019. A revised statement will be provided by the rapporteur
- FATCA questionnaire: comments and additional questions to be provided by the 21 January 2019. After revision of the questionnaire it will be circulated with a two months period for responses.
- ESMA AA: drafting team to provide draft opinion by the 21 January 2019. Comments on the draft can be provided until the 28 January 2019
- e-invoice: participants to consult their authority on this item and report back at the next FMES meeting

### Annex: Attendance List

DPAs: BG, DE (Federal, Hesse), EDPS, ES, FI, FR, HR, IE, IT, LU, LV, NL, RO, UK

- European Commission

- Observers: Name the -ad hoc & permanent- observers separately;

- EDPB Secretariat