

This is a draft Instrument to accompany PS9/24. The draft Instrument published in December 2023 included provisions relating to ‘market risk’, ‘CVA’ and ‘operational risk’. This draft also includes provisions relating to ‘credit risk’, ‘reporting’ and ‘disclosure’.

PRA RULEBOOK: CRR FIRMS: SDDT REGIME (INTERIM CAPITAL REGIME) INSTRUMENT 2024

Powers exercised

- A. The Prudential Regulation Authority (“PRA”) makes this instrument in the exercise of the following powers and related provisions in the Financial Services and Markets Act 2000 (“the Act”):
- (1) section 137G (The PRA’s general rules);
 - (2) section 137T (General supplementary powers);
 - (3) section 144G(1) (Disapplication or modification of CRR rules);
 - (4) section 144H(1) and (2) (Relationship with the CRR);
 - (5) section 192XA (Rules applying to holding companies); and
 - (6) section 192XC (Disapplication or modification of rules in individual cases).
- B. The rule-making powers referred to above are specified for the purpose of section 138G(2) of the Act (Rule-making instruments).

PRA Rulebook: CRR Firms: SDDT Regime (Interim Capital Regime) Instrument 2024

- C. The PRA makes the rules in the Annexes to this instrument.

Part	Annex
Glossary	A
SDDT Regime – General Application	B
SDDT Regime – Interim Capital Regime	C

Commencement

- D. Annexes A and B come into force on [DATE].
- E. Annex C comes into force on [1 January 2026].

Citation

- F. This instrument may be cited as the PRA Rulebook: CRR Firms: SDDT Regime (Interim Capital Regime) Instrument 2024.

By order of the Prudential Regulation Committee

[DATE]

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Annex A

Amendments to the Glossary Part

In this Annex, the text is all new and is not underlined.

...

ICR consolidation entity

has the meaning given in SDDT Regime – General Application 4.2.

ICR firm

has the meaning given in SDDT Regime – General Application 4.1.

...

Near-final part 2. Effective from 1 January 2026.

This is a draft Instrument to accompany PS9/24. The draft Instrument published in December 2023 included provisions relating to 'market risk', 'CVA' and 'operational risk'. This draft also includes provisions relating to 'credit risk', 'reporting' and 'disclosure'.

Annex B

Amendments to the SDDT Regime – General Application Part

In this Annex new text is underlined and deleted text is struck through.

...

4 INTERIM CAPITAL REGIME

- 4.1 An ICR firm means a UK bank or building society to which the PRA has given a waiver modifying the effect of this rule such that the UK bank or building society is an ICR firm.
- 4.2 An ICR consolidation entity means a CRR consolidation entity to which the PRA has given a waiver modifying the effect of this rule such that it is an ICR consolidation entity.
- 4.3 If a firm consents to a waiver modifying 4.1 such that the firm becomes an ICR firm, the firm must certify to the PRA that, as of the day of giving consent, the firm meets the SDDT criteria.
- 4.4 If an ICR firm ceases to meet the SDDT criteria, it must notify the PRA within the period of 14 days beginning with the day on which the firm ceases to meet the SDDT criteria.
- 4.5 If a CRR consolidation entity consents to a waiver modifying 4.2 such that the CRR consolidation entity becomes an ICR consolidation entity, the CRR consolidation entity must certify to the PRA that, as of the day of giving consent, the SDDT consolidation criteria are satisfied.
- 4.6 If the SDDT consolidation criteria cease to be satisfied, the ICR consolidation entity must notify the PRA within the period of 14 days beginning with the day on which the SDDT consolidation criteria cease to be satisfied.

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Annex C

SDDT Regime – Interim Capital Regime Part

In this Annex, the text is all new and is not underlined.

Part

SDDT REGIME – INTERIM CAPITAL REGIME

Chapter content

1. APPLICATION AND DEFINITIONS
 2. LEVEL OF APPLICATION
 3. REPRODUCED CRR PROVISIONS
 4. REPRODUCED CRR PROVISIONS: MODIFICATIONS
 5. REPRODUCED CRR TECHNICAL STANDARDS
 6. REPRODUCED CRR TECHNICAL STANDARDS: MODIFICATIONS
 7. DISAPPLICATION OF RULEBOOK AMENDMENTS
- ANNEX 1: REPRODUCED CRR PROVISIONS AND SPECIFIC MODIFICATIONS
- ANNEX 2: REPRODUCED CRR TECHNICAL STANDARDS AND SPECIFIC MODIFICATIONS

Near-final part 2. Effective from January 2026.

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1 APPLICATION AND DEFINITIONS

1.1 Unless otherwise stated, this Part applies to:

- (1) an *ICR firm*;
- (2) an *ICR consolidation entity*.

1.2 In this Part, the following definitions shall apply:

CRR Amendment Regulations

means [title of Treasury regulations giving effect to the revocation or amendment of the CRR provisions and CRR technical standards].

CRR provision

means a provision of *CRR* as it had effect in the *UK* as part of *assimilated law* immediately before the coming into force of the *CRR Amendment Regulations*.

CRR technical standard

means a technical standard revoked by the *CRR Amendment Regulations* as it had effect in the *UK* as part of *assimilated law* immediately before it was revoked.

remaining CRR provision

means a provision of the *CRR* that has not been revoked by the *CRR Amendment Regulations*.

reproduced CRR provision

means a *CRR provision* reproduced by virtue of this Part subject to any modifications made by this Part.

reproduced CRR technical standard

means a *CRR technical standard* reproduced by virtue of this Part subject to any modifications made by this Part.

Rulebook Amendment Instrument

means PRA Rulebook: CRR Firms: (CRR) Instrument [2024].

1.3 For the purposes of this Part:

- (1) in a *reproduced CRR provision* or a *reproduced CRR technical standard*:
 - (a) any reference to the *CRR* or to any of its divisions is to be read as including each relevant *remaining CRR provision* as it had effect in the *UK* as part of *assimilated law* immediately before the coming into force of the *CRR Amendment Regulations* and each relevant *reproduced CRR provision*;
 - (b) any reference to a *remaining CRR provision* is to be read as a reference to that provision as it had effect in the *UK* as part of *assimilated law* immediately before the coming into force of the *CRR Amendment Regulations*;
 - (c) any reference to a *CRR provision* which is the basis of a *reproduced CRR provision* is to be read as a reference to the *reproduced CRR provision*; and
 - (d) any term used which is defined in a *remaining CRR provision* has the meaning given in the *remaining CRR provision* as it had effect in the *UK* as part of *assimilated law* immediately before the coming into force of the *CRR Amendment Regulations*; and

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- (2) any other term used in a *reproduced CRR technical standard* shall have the meaning that it had in the corresponding *CRR technical standard*.

2 LEVEL OF APPLICATION

- 2.1 Title II of Part One (Level of application) of the *CRR* as it had effect immediately before the coming into force of the *CRR Amendment Regulations* applies to Chapters 3 and 4 and Annex 1 of this Part as that Title applied to Part Three (Capital Requirements) of the *CRR* at that point.

3 REPRODUCED CRR PROVISIONS

- 3.1 For the purposes of this Part, the *CRR provisions* referred to in Column 1 of the table in Annex 1 are reproduced (as *PRA* rules) subject to the modifications specified in 4 and apply to:

- (1) an *ICR firm*;
- (2) an *ICR consolidation entity*.

[Note: each *CRR* provision referred to in Column 1, which is reinstated subject to modifications by virtue of this rule, corresponds to the relevant provision of the *CRR* as it applied immediately before revocation by the *Treasury*]

4 REPRODUCED CRR PROVISIONS: MODIFICATIONS

- 4.1 For the purposes of 3.1, the *CRR provisions* referred to in Column 1 of the table in Annex 1 are subject to any corresponding modification specified in Column 2 of that table and, unless otherwise specified in Column 2, to the following modifications:

- (1) Modification A is that any reference to the *PRA* or the *FCA* being permitted to make technical standards is omitted, together with any provisions concerning the content and purpose of such technical standards.
- (2) Modification B is that any reference to an obligation on the *PRA* is omitted.
- (3) Modification C is that any reference to the *Treasury* making regulations is omitted, together with any provisions concerning the content and purpose of such regulations.
- (4) Modification D is that any provision concerning the granting of a waiver, approval, permission or other form of consent by the competent authority (including as to its content and purpose) is a provision applying section 144G or 192XC of *FSMA* enabling the *PRA* to give a permission to disapply or modify the rule to the extent that the *CRR provision* enabled a waiver, approval, permission or other form of consent to be granted.
- (5) Modification E is that any reference to the Internal Ratings Based Approach is omitted, together with any provisions concerning the application of that approach.

5 REPRODUCED CRR TECHNICAL STANDARDS

- 5.1 For the purposes of this Part, the *CRR technical standards* listed in Annex 2 are reproduced (as *PRA* rules) subject to the modifications specified in 6 and apply to:

- (1) an *ICR firm*;
- (2) an *ICR consolidation entity*.

[Note: each *CRR technical standard* listed in Annex 2, which is reinstated subject to modifications by virtue of this rule, corresponds to the relevant *CRR technical standard* as it applied immediately before revocation by the *Treasury*]

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6 REPRODUCED CRR TECHNICAL STANDARDS: MODIFICATIONS

6.1 For the purposes of 5.1, the *CRR technical standards* listed in Annex 2 are subject to the following modifications:

- (1) Modification A is that any reference to an obligation on the *PRA* to assess, confirm or verify a matter in relation to an *ICR firm* or *ICR consolidation entity* shall be treated as an obligation on the *ICR firm* or *ICR consolidation entity* to demonstrate or be able to demonstrate that matter to the *PRA*.
- (2) Modification B is that any provision concerning the granting of a waiver, approval, permission or other form of consent by the competent authority (including as to its content and purpose) is a provision applying section 144G or 192XC of *FSMA* enabling the *PRA* to give a permission to disapply or modify the rule to the extent the *CRR provision* enabled a waiver, approval, permission or other form of consent to be granted.
- (3) Modification C is that any reference to the Internal Ratings Based Approach is omitted, together with any provisions concerning the application of that approach.

7 DISAPPLICATION OF RULEBOOK AMENDMENTS

7.1 The following provisions apply to an *ICR firm* and an *ICR consolidation entity* as they stood immediately before the commencement of the *Rulebook Amendment Instrument* (and not as amended or modified by the *Rulebook Amendment Instrument* or any provision of a rule-making instrument that comes into force at the same time as, or later than, the *Rulebook Amendment Instrument*):

- (1) Benchmarking of Internal Approaches Part 2.1;
- (2) Counterparty Credit Risk (CRR) Part 1.2;
- (3) Counterparty Credit Risk (CRR) Part Article 273;
- (4) Counterparty Credit Risk (CRR) Part Article 274;
- (5) Counterparty Credit Risk (CRR) Part Article 299A;
- (6) Counterparty Credit Risk (CRR) Part Article 306;
- (7) Counterparty Credit Risk (CRR) Part Article 308;
- (8) Counterparty Credit Risk (CRR) Part Article 309;
- (9) Credit Risk Part 1.2;
- (10) Credit Risk Part 2;
- (11) Credit Risk Part 4;
- (12) Credit Risk Part 6;
- (13) Credit Valuation Adjustment Risk (CRR) Part;
- (14) Market Risk Part;
- (15) Operational Risk (CRR) Part;
- (16) Standardised Approach and Internal Ratings Based Approach to Credit Risk (CRR);
- (17) Trading Book (CRR) Part 1.2;

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- (18) Trading Book (CRR) Part 2;
- (19) Trading Book (CRR) Part 2A;
- (20) Trading Book (CRR) Part Articles 103 – 104b;
- (21) Trading Book (CRR) Part Article 106;
- (22) Trading Book (CRR) Part Article 17;
- (23) Disclosure (CRR) Part 1.2;
- (24) Disclosure (CRR) Part 6.1 – 6.111;
- (25) Disclosure (CRR) Part Article 433a;
- (26) Disclosure (CRR) Part Article 433c;
- (27) Disclosure (CRR) Part Article 439;
- (28) Disclosure (CRR) Part Article 439a;
- (29) Disclosure (CRR) Part Article 445;
- (30) Disclosure (CRR) Part Article 446;
- (31) Disclosure (CRR) Part Article 454;
- (32) Disclosure (CRR) Part Article 455;
- (33) Disclosure (CRR) Part Article 456;
- (34) Disclosure (CRR) Part Article 2a;
- (35) Disclosure (CRR) Part Article 14;
- (36) Disclosure (CRR) Part Article 14a;
- (37) Disclosure (CRR) Part Article 16;
- (38) Disclosure (CRR) Part Article 17;
- (39) Regulatory Reporting Part 7.1 – 7.3;
- (40) Regulatory Reporting Part 9.2 – 9.4;
- (41) Regulatory Reporting Part 16.3;
- (42) Regulatory Reporting Part 16.26 – 16.28;
- (43) Regulatory Reporting Part 20.19;
- (44) Regulatory Reporting Part 20.21;
- (45) Reporting (CRR) Part 1.2;
- (46) Reporting (CRR) Part 2.1;
- (47) Reporting (CRR) Part 2.2A;
- (48) Reporting (CRR) Part Article 1;
- (49) Reporting (CRR) Part Articles 5 – 8;
- (50) Reporting (CRR) Part Annex I and Annex II; and
- (51) Reporting Pillar 2 Part 2.3.

7.2 7.1 does not apply to the extent that an amendment or modification of a rule listed in 7.1 is expressed specifically to apply to an *ICR firm* or an *ICR consolidation entity*.

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ANNEX 1: REPRODUCED CRR PROVISIONS AND SPECIFIC MODIFICATIONS

CRR Provision	Modification
Article 92	
Article 107(1) and (2)	[Note: Paragraph (1) is subject to Modification E]
Article 108	Article 108 is modified to omit Paragraph (2). [Note: The title of the Article and Paragraph (1) are subject to Modification E]
Article 110(1) to (3)	Article 110 is modified to omit Paragraphs (2) and (3).
Article 111	
Article 112	
Article 113	[Note: Paragraph (6) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 114(1) to (4)	
Article 115(1), (2), (3) and (5)	[Note Paragraph (2) is subject to Modification B] Article 115 is modified to insert the following text at the end of Paragraph (2): ‘For the purposes of Article 115, a firm may treat exposures to the following regional governments as exposures to the UK central government: (1) The Scottish Government; (2) The Welsh Government; and (3) The Northern Ireland Executive.’ [Note: Paragraph (3) is subject to Modification E]
Article 116(1) to (4)	Article 116 is modified to omit Paragraph (4).
Article 117	[Note: Paragraph (2) is subject to Modification C]
Article 118	
Article 119(1) to (4)	
Article 120	
Article 121	[Note: Paragraph (4) is subject to Modification E]
Article 122	
Article 123	
Article 124	Article 124 is modified to omit the following text from Paragraph (1): ‘, if rigorous criteria are in force at the time in the United Kingdom for the assessment of the mortgage lending value, the mortgage lending value of the immovable property in question.’ [Note: Paragraph (1a) is subject to Modification B] Article 124 is modified to omit Paragraphs (2) and (3). [Note: Paragraph (4) is subject to Modification A]
Article 125	Article 125 is modified to omit the following text from Paragraph (1):

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	<p>‘Unless otherwise decided by the competent authorities in accordance with Article 124(2),’</p> <p>Article 125 is modified to omit Paragraphs 2(b), (3) and (4).</p>
Article 126	<p>Article 126 is modified to omit the following text from Paragraph (1):</p> <p>‘Unless otherwise decided by the competent authorities in accordance with Article 124(2),’</p> <p>Article 126 is modified to omit Paragraphs (3) and (4).</p>
Article 127	
Article 129	<p>[Note: Paragraph (1) is subject to Modification D]</p> <p>[Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]</p> <p>Article 129 is modified to substitute for Paragraph (7):</p> <p>‘Exposures in the form of CRR covered bonds are eligible for preferential treatment under this Article, provided that the institution investing in the CRR covered bonds:</p> <ul style="list-style-type: none"> (a) receives portfolio information at least on: <ul style="list-style-type: none"> (i) the value of the cover pool and outstanding CRR covered bonds; (ii) the geographical distribution and type of cover assets, loan size, interest rate and currency risks; (iii) the maturity structure of cover assets and CRR covered bonds; and (iv) the percentage of loans more than 90 days past due; and (b) the issuer makes the information referred to in point (a) available to the institution at least semi-annually.’
Article 131	
Article 133	
Article 134	
Article 135	[Note: Paragraph (2) is subject to Modification B]
Article 137	
Article 138	<p>Article 138 is modified to omit the following text:</p> <p>‘Credit assessments shall not be used selectively. An institution shall use solicited credit assessments. However it may use unsolicited credit assessments if the competent authority has confirmed that unsolicited credit assessments of an ECAI do not differ in quality from solicited credit assessments of this ECAI. The competent authority must refuse or revoke this confirmation in particular if the ECAI has used an unsolicited credit assessment to put pressure on the rated entity to place an order for a credit assessment or other services.’</p> <p>Article 138 is modified to insert the following text at the end of Article 138:</p> <p>‘An institution may only use unsolicited credit assessments if:</p> <ul style="list-style-type: none"> (a) the unsolicited credit assessments of an ECAI do not differ in quality from solicited assessments of that ECAI; and

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	(b) the ECAI has not used an unsolicited credit assessment to put pressure on a rated entity to place an order for a credit assessment or other services, otherwise, an institution must only use solicited credit assessments.'
Article 139	
Article 140	
Article 141	
Article 178	[Note: This Article is subject to Modification E]
Article 192	
Article 193	[Note: Paragraph (3) is subject to Modification E]
Article 194	[Note: Paragraph (10) is subject to Modification A]
Article 195	
Article 196	
Article 197(1) to (7)	Article 197 is modified to omit from Paragraphs (1)(b) - (e) 'has been determined by the competent authority to be' and to insert 'is'. [Note: Paragraph (8) is subject to Modification A] Article 197 is modified to insert the following text at the end of Paragraph (8)(a): 'are to an index listed in Annex I to Commission Implementing Regulation 2016/1646/EU of 13 September laying down implementing technical standards with regard to main indices and recognised exchanges in accordance with Regulation (EU) No 575/2013 of the European Parliament and of the Council on prudential requirements for credit institutions and investment firms.' Article 197 is modified to insert the following text at the end of Paragraph (8)(b): 'are to an exchange listed in Annex II to Commission Implementing Regulation 2016/1646/EU of 13 September laying down implementing technical standards with regard to main indices and recognised exchanges in accordance with Regulation (EU) No 575/2013 of the European Parliament and of the Council on prudential requirements for credit institutions and investment firms.'
Article 198	
Article 200	
Article 201	Article 201 is modified to omit Paragraphs (1)(g)(ii) and (2).
Article 203	
Article 204	
Article 205	
Article 206	
Article 207	
Article 208	
Article 209	
Article 211	Article 211 is modified to omit from Paragraph (a) the reference to

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	'Article 210'.
Article 212	
Article 213	Article 213 is modified to omit the following text from Paragraph (1)(c)(iii): 'and 166(4)'.
Article 214	
Article 215	
Article 216	
Article 218	
Article 219	
Article 220	[Note: Paragraph (3) is subject to Modification E] [Note: Paragraph (4) is subject to Modification E]
Article 221	[Note: This Article is subject to Modification E] [Note: Paragraphs (1), (2), (3) and (4) are subject to Modification D] [Note: These are permissions under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies] [Note: Paragraph (9) is subject to Modification A]
Article 222	Article 222 is modified to omit the following text from Paragraph (1): ' , except for the purposes of Articles 148(1) and 150(1)'; and 'Institutions shall not use this exception selectively with the purpose of achieving reduced own funds requirements or with the purpose of conducting regulatory arbitrage.' [Note: Paragraph (3) is subject to Modification E]
Article 223	[Note: Paragraphs (4)(b) and (6) are subject to Modification E]
Article 224	
Article 225	[Note: Paragraph (1) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 226	
Article 227	[Note: Paragraph (3)(c) is subject to Modification E]
Article 228	Article 228 is modified to omit Paragraph (2).
Article 229	Article 229 is modified to omit the following text from Paragraph (1): 'If rigorous criteria are in force at the time in the United Kingdom for the assessment of the mortgage lending value the immovable property may instead be valued by an independent valuer at or at less than the mortgage lending value. Institutions shall require the independent valuer not to take into account speculative elements in the assessment of the mortgage lending value and to document that value in a transparent and clear manner.'
Article 232	[Note: Paragraph (2)(b) is subject to Modification E]
Article 233	
Article 234	

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Article 235	[Note: Paragraph (1) is subject to Modification E]
Article 237	Article 237 is modified to omit the following text from Paragraph (2): ‘either of the following conditions is met’. Article 237 is modified to omit Paragraph (2)(b).
Article 238	
Article 239	
Article 240	[Note: The Article is subject to Modification E]
Article 241	
Article 299(2)(c)	
Article 312	[Note: Paragraphs (1) and (2) are subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 313	[Note: This Article is subject to Modification D] [Note: These are permissions under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 314	[Note: Paragraphs (1), (2), (3) and (4) are subject to Modification D] [Note: These are permissions under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies] [Note: Paragraph (5) is subject to Modification A]
Article 315	[Note: Paragraph (3) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 317	[Note: Paragraph (4) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 318	[Note: Paragraph (3) is subject to Modification A]
Article 319	[Note: Paragraph (2) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 320	
Article 321	
Article 322	
Article 323	[Note: Paragraph (1) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies] Article 323 is modified to omit the following text from Paragraph (2): ‘which has been determined by the competent authority to be’ and to insert ‘is’.
Article 324	
Article 325	
Article 325b	[Note: This Article is subject to Modification D]

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	[Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 326	
Article 327	Article 327 is modified to omit Paragraph (2).
Article 328	
Article 329	[Note: Paragraph (1) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies] [Note: Paragraph (3) is subject to Modification A]
Article 330	
Article 331	[Note: Paragraph (1) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 332	
Article 333	
Article 334	
Article 335	
Article 336	[Note: Paragraph (2) is subject to Modification E]
Article 337	Paragraph (2) is not subject to modification E. [Note: Paragraph (2) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 338	
Article 339	
Article 340	
Article 341	[Note: Paragraph (3) is subject to Modification A]
Article 342	
Article 343	
Article 344	[Note: Paragraph (1) is subject to Modification A]
Article 345	
Article 346	
Article 347	
Article 348	
Article 349	
Article 350	
Article 351	
Article 352	[Note: Paragraphs (1) and (2) are subject to Modification D] [Note: These are permissions under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]

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	[Note: Paragraph (6) is subject to Modification A]
Article 353	
Article 354	<p>Article 354 is modified to insert the following text at the end of Paragraph (1):</p> <p>‘An institution may determine the list of currencies for which the treatment set out in this paragraph is available, based on the following criteria:</p> <ul style="list-style-type: none"> (a) daily percent currency movement shall be calculated on the basis of the following formula: <ul style="list-style-type: none"> $\% \text{ Change} = \ln(\text{exchange}_t) - \ln(\text{exchange}_{t-1})$ where: exchange = relevant currency pair (b) the resulting percentage shall be compared to the threshold of the maximum daily change in value within a pair of currencies of 1.265%. Any values exceeding this threshold shall be treated as breaches of the 4%, 10-day maximum loss; (c) only the unmatched positions in currencies shall be incorporated into the overall net open position in accordance with paragraph 4 of Article 352.’ <p>[Note: Paragraph (3) is subject to Modification A]</p> <p>[Note: Paragraph (6) is subject to Modification D]</p> <p>[Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]</p>
Article 355	
Article 356	
Article 357	
Article 358	<p>[Note: Paragraph (3) is subject to Modification D]</p> <p>[Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]</p> <p>[Note: Paragraph (4) is subject to Modification A]</p>
Article 359	
Article 360	
Article 361	
Article 362	
Article 363	<p>[Note: Paragraphs (1), (2) and (3) are subject to Modification D]</p> <p>[Note: These are permissions under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]</p> <p>[Note: Paragraph (4) is subject to Modification A]</p>
Article 364	
Article 365	
Article 366	Article 366 is modified to omit Paragraph (4).

This is a draft Instrument to accompany PS9/24. The draft Instrument published in December 2023 included provisions relating to ‘market risk’, ‘CVA’ and ‘operational risk’. This draft also includes provisions relating to ‘credit risk’, ‘reporting’ and ‘disclosure’.

Article 367	
Article 368	
Article 369	
Article 370	
Article 371	
Article 372	
Article 373	[Note: This Article is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 374	
Article 375	
Article 376	
Article 377	[Note: Paragraph (1) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]
Article 381	
Article 382 (1), (2), (3), (4a), (4c), (4d), the words after (4d) and (5)	Article 382 is modified to omit the following text from Paragraph (2) ‘the competent authority determines that the institution’s’ and to insert ‘its’. [Note: Paragraph (5) is subject to Modification A]
Article 383	[Note: Paragraph (4) is subject to Modification D] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies] [Note: Paragraph (7) is subject to Modification A]
Article 384	[Note: Paragraph (1) is subject to Modification E]
Article 386	Article 386 is modified to omit the following text from Paragraph (1): ‘If the basis between any individual counterparty spread and the spreads of index credit default swap hedges is not reflected to the satisfaction of the competent authority, then an institution shall reflect only 50 % of the notional amount of index hedges in the value-at-risk and the stressed value-at-risk.’
Article 482	
Article 501	[Note: Paragraph (1) is subject to Modification E]
Article 501a	
Annex I	

This is a draft Instrument to accompany PS9/24. The draft Instrument published in December 2023 included provisions relating to 'market risk', 'CVA' and 'operational risk'. This draft also includes provisions relating to 'credit risk', 'reporting' and 'disclosure'.

ANNEX 2: REPRODUCED CRR TECHNICAL STANDARDS AND SPECIFIC MODIFICATIONS

Commission Delegated Regulation (EU) No 2018/959

CRR Technical Standard	Modification
Article 1	[Note: This Article is subject to Modification A]
Article 2	
Articles 3 to 44	[Note: These Articles are subject to Modification A]
Article 7	Article 7 is modified to omit Paragraph (2).
Article 15	[Note: Paragraph (2) is subject to Modification B] [Note: This is a permission under section 144G and 192XC of <i>FSMA</i> to which Part 8 of the <i>Capital Requirements Regulations</i> applies]

Commission Delegated Regulation (EU) No 529/2014

CRR Technical Standard	Modification
Article 3	Article 3 is modified to omit the following text from Paragraph (6): 'within a period to be agreed with the competent authority'.
Article 4	This Article is omitted.
Article 5	This Article is omitted.
Article 6	
Article 7	
Article 8	[Note: This Article is subject to Modification C]
Annex I	This Annex is omitted.

Commission Delegated Regulation (EU) No 525/2014

Commission Delegated Regulation (EU) 526/2014

Commission Delegated Regulation (EU) 528/2014

Commission Delegated Regulation (EU) No 530/2014

Commission Implementing Regulation (EU) No 945/2014

Commission Implementing Regulation (EU) 2015/2197

Commission Implementing Regulation (EU) No 2016/2070

Commission Delegated Regulation (EU) 2018/728

This is a draft Instrument to accompany PS9/24. The draft Instrument published in December 2023 included provisions relating to 'market risk', 'CVA' and 'operational risk'. This draft also includes provisions relating to 'credit risk', 'reporting' and 'disclosure'.

EXTERNALLY DEFINED TERMS

Term	Definition source
assimilated law	Section 5 and Schedule 1 Interpretation Act 1978

Near-final part 2. Effective from 1 January 2026.