	[	
CONTENT	SUBTITLE	TITLI
<pre><div class="crrArticle">This Regulation lays down rules on the information on payers and payees, accompanying transfers of funds, in any currency, for the purposes of preventing, detecting and investigating money laundering and terrorist financing, where at least one of the payment service providers involved in the transfer of funds is established in the Union.</div></pre>	Subject matter	Articl
<pre><ol class="crrNumList"> <li>This Regulation shall apply to transfers of funds, in any currency, which are sent or received by a payment service provider or an intermediary payment service provider or an intermediary payment service provider established in the Union. </li> <li>Inio</li></ol></pre>	Scope	Articl 2
<pre><div class="crrArticle"> For the purposes of this Regulation, the following definitions apply: <ol class="crrNumList"> <li>terrorist financing means terrorist financing as defined in Article 1(5) of Directive (EU) 2015/849;</li> <li>money laundering means the money laundering activities referred to in Article 1(3) and (4) of Directive (EU) 2015/849;</li> <li>payer means a person that holds a payment account and allows a transfer of funds from that payment account, or, where</li></ol></div></pre>		
there is no payment account, that gives a transfer of funds order; <li>li&gt;payee means a person that is the intended recipient of the transfer of funds;</li> <li>payment service provider means the categories of payment service provider referred to in Article 1(1) of Directive 2007/64/EC, natural or legal persons benefiting</li>		

ARTICLE

Itrom a waiver pursuant to Article 26 thereof and legal persons benefiting from a waiver pursuant to Article 9 of Directive 2009/110/EC of the European Parliament and of the CouncilDirective 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC (OJ L 267, 10.10.2009, p. 7)., providing transfer of funds services; intermediary payment service provider means a payment service provider that is not the payment service provider of the payer or of the payee and that receives and transmits a transfer of funds on behalf of the payment service provider of the payer or of the payee or of another intermediary payment service provider; payment account means a payment account as defined in point (14) of Article 4 of Directive 2007/64/EC; funds means funds as defined in point (15) of Article 4 of Directive 2007/64/EC; funds means any transaction at least partially carried out by electronic means on behalf of a payer through a payment service provider, with a view to making funds available to a payee through a payment service provider, irrespective of whether the payer and the payee are the same person and irrespective of whether the payment service provider of the payer and that of the payee are one and the same, including: |class="crrCharList"> a credit transfer as defined in point (1) of Article 2 of Regulation (EU) No 260/2012; a direct debit as defined in point (2) of Article 2 of Regulation (EU) No 260/2012; remittance as defined in point (13) of Article 4 of Directive 2007/64/EC, whether national or cross border; a transfer carried out using a payment card, an electronic money instrument, or a mobile phone, or any other digital or IT prepaid or postpaid device with similar characteristics; a bundle of several individual transfers of funds put together for transmission; identifier means a combination of letters, numbers or symbols determined by the payment service provider, in accordance with the protocols of the payment and settlement systems or messaging systems used for the transfer of funds, which permits the traceability of the transaction back to the payer and the payee; person-to-person transfer of funds means a transaction between natural persons acting, as consumers, for purposes other than trade, business or profession.

 $\left\| \text{Definitions} \right\|_3^{\text{Article}}$ 

SUBTITLE SUBJECT MATTER, SCOPE AND DEFINITIONS

TITLE CHAPTER I

ARTICLE	]		SUBTITLE	TITLE
CONTENT	SUBTITLE	TITLE		
<ol> <li>class="crrNumList"&gt; <li></li> </li></ol>				
The payment service				
provider of the payer shall				
ensure that transfers of				
funds are accompanied by				
the following information on				
the payer: <ol< td=""><td></td><td></td><td></td><td></td></ol<>				
class="crrCharList"> <li>the</li>				
name of the payer;				
<li>the payer's payment</li>				
account number; and				
<li>the payer's address,</li>				
official personal document				
number, customer				
identification number or date				
and place of birth.				
service provider of the payer				
shall ensure that transfers of				
funds are accompanied by				

the payee: <ol class="crrCharList"> the name of the payee; and the payee's payment account number. By way of derogation from point (b) of paragraph 1 and point (b) of paragraph 2, in the case of a transfer not made from or to a payment account, the payment service provider of the payer shall ensure that the transfer of funds is Information accompanied by a unique accompanying Article transaction identifier rather transfers of than the payment account funds number(s). transferring funds, the payment service provider of the payer shall verify the accuracy of the information referred to in paragraph 1 on the basis of documents, data or information obtained from a reliable and independent source. Verification as referred to in paragraph 4 shall be deemed to have taken place where: <ol class="crrCharList"> a payer's identity has been verified in accordance with Article 13 of Directive (EU) 2015/849 and the information obtained pursuant to that verification has been stored in accordance with Article 40 of that Directive; or Article 14(5) of Directive (EU) 2015/849 applies to the payer. Without prejudice to the derogations provided for in Articles 5 and 6, the payment service provider of the payer shall not execute any transfer of funds before ensuring full compliance with this Article. By way of derogation from Article 4(1) and (2), where all payment service providers involved in the payment chain are established in the Union, transfers of funds shall be accompanied by at least the payment account number of both the payer and the payee or, where Article 4(3) applies, the unique transaction identifier, without prejudice to the information requirements laid down in Regulation (EU) No 260/2012, where applicable. Notwithstanding paragraph 1, the payment service provider of the payer shall, within three working days of receiving a request for information from the payment service provider of the payee or from the

intermediary payment service provider, make available the following: <pre>cloclass="crrCharList"&gt; &lt; li&gt;for transfers of funds exceeding EUR 1000, whether those transfers are carried out in a single transaction or in several transactions which appear to be linked, the information on the payer or the payee in accordance with Article 4; <pre>cli&gt;funds not exceeding EUR 1000 that do not appear to be linked to other transfers of funds which, together with the transfer in question, exceed EUR 1000, at least: <li>cli&gt;the names of the payer and of the payee; and</li> <li>li&gt;the payment account numbers of the payer and of the payee or, where Article 4(3) applies, the unique transaction identifier.</li> <li>clol&gt;  </li> <li>li&gt; the payment service provider of the payer need not verify the information on the payer unless the payment service provider of the funds to be transferred in cash or in anonymous electronic money; or</li> <li>cli&gt; &lt; li&gt; has reasonable grounds for suspecting money laundering or terrorist financing.</li> <li>clol&gt; </li> <li>cli&gt; &lt; cli&gt; &lt; cli</li></pre></pre>	Transfers of funds within the Union	Article 5	Obligations on the payment service provider of the payer
<ol class="crrNumList"> <li>In the case of a batch file transfer from a single payer where the payment service providers of the payees are established outside the Union, Article 4(1) shall not apply to the individual transfers bundled together therein, provided that the batch file contains the information referred to in Article 4(1), (2) and (3), that that information has been verified in accordance with Article 4(4) and (5), and that the individual transfers carry the payment account number of the payer or, where Article 4(3) applies, the unique transaction identifier.</li> <li>Is &gt;p&gt;By way of derogation from Article 4(1), and, where applicable, without prejudice to the information required in accordance with Regulation (EU) No 260/2012, where the payment service provider of in accordance with required in accordance with r</li></ol>			

SECTION 1

be transferred in cash or in anonymous electronic money; or <li>or</li> <li>li&gt;has reasonable grounds for suspecting money laundering or terrorist financing.</li> <li>col&gt; </li> <li>content</li> CONTENT Sol class="crrNumList">	SUBTITLE	TITLE
of funds not exceeding EUR 1000 that do not appear to be linked to other transfers of funds which, together with the transfer in question, exceed EUR 1000, shall be accompanied by at least: <ol class="crrCharList"> <li>the names of the payer and of the payee; and</li> <li>the payment account numbers of the payer and of the payer and of the payer and of the payer and of the payer or, where Article 4(3) applies, the unique transaction identifier.</li> <li>p&gt;By way of derogation from Article 4(4), the payment service provider of the payer need not verify the information on the payer referred to in this paragraph unless the payment service provider of the payer: <ol class="crrCharList"></ol></li> <li>has received the funds to</li> </ol>	funds to outside the Union	Article 6
outside the Union, transfers	Transfers of funds to	Article

CONTENT	SUBTITLE	TITLE
<pre><ol class="crrNumList"> <li>The payment service provider of the payee shall implement effective procedures to detect whether the fields relating to the information on the payer and the payee in the messaging or payment and settlement system used to effect the transfer of funds</li></ol></pre>		
have been filled in using characters or inputs admissible in accordance with the conventions of that system. <li><li><li><li><l>&gt;<li>The payment service provider of the payee shall implement effective procedures, including, where appropriate, ex-post monitoring or real-time monitoring, in order to detect whether the following information on the payer or the payee is missing:   <ol> <li><ol class="crrCharList"></ol></li> <li><li>for transfers of funds where the payment service provider of the payer is established in the Union, the information referred to in Article 5;</li> <li><li><li><li><li><li><li><li><li><li></li></li></li></li></li></li></li></li></li></li></li></ol></li></l></li></li></li></li>		

SECTION

several transactions which appear to be linked, before crediting the payee's payment account or making the funds	Detection of missing information on the payer or the payee	Article 7	Obligations on the payment service provider of the payee	SECTION 2	
In the payment service provider of the payee shall implement effective risk-based procedures, including procedures based on the risk-sensitive basis referred to in Article 13 of Directive (EU) 2015/849, for determining whether to execute, reject or suspend a transfer of funds lacking the required complete payer and payee information and for taking the appropriate follow-up action.					

payer and the payee before or after crediting the payee's payment account or making the funds available to the payee, on a risk-sensitive basis. <li><li>Where a payment service provider repeatedly fails to provide the required information on the payer or the payee, the payment service provider of the payee shall take steps, which may initially include the issuing of warnings and setting of deadlines, before either rejecting any future transfers of funds from that payment service provider, or restricting or terminating its business relationship with that payment service provider.</li> <li>     </li></li>	Transfers of funds with missing or incomplete information on the payer or the payee	Article 8	
<pre><div class="crrArticle">The payment service provider of the payee shall take into account missing or incomplete information on the payer or the payee as a factor when assessing whether a transfer of funds, or any related transaction, is suspicious and whether it is to be reported to</div></pre>	Assessment and reporting	Article	
the Financial Intelligence Unit (FIU) in accordance with Directive (EU) 2015/849.			
the Financial Intelligence Unit (FIU) in accordance with	SUBTITLE	TITLE	
 the Financial Intelligence Unit (FIU) in accordance with Directive (EU) 2015/849.	Retention of	Article 10	

DOCUMENT SECTION

payment service provider shall implement effective procedures, including, where appropriate, ex-post monitoring or real-time monitoring, in order to detect whether the following information on the payer or the payee is missing: <ol class="crrCharList"> <li>for transfers of funds where the payment service providers of the payer and the payee are established in the Union, the information referred to in Article 5;</li> <li>for transfers of funds where the payment service provider of the payer and the Union, the information referred to in Article 4(1) and where the payment service provider of the payer or of the payee is established outside the Union, the information referred to in Article 4(1) and (2);</li> <li>for batch file transfers where the payment service provider of the payer or of the payee is established outside the Union, the information referred to in Article 4(1) and (2) in respect of that batch file transfer.</li> </ol>	Detection of missing information on the payer or the payee	Article 11			
<ol class="crrNumList"> <li><li>The intermediary payment service provider shall establish effective risk-based procedures for determining whether to execute, reject or suspend a transfer of funds lacking the required payer and payee information and for taking the appropriate follow up action.                                    <br <="" td=""/><td>Transfers of funds with missing information on the payer or the payee</td><td>Article 12</td><td>Obligations on intermediary payment service providers</td><td>SECTION 3</td><td></td></br></li></li></ol>	Transfers of funds with missing information on the payer or the payee	Article 12	Obligations on intermediary payment service providers	SECTION 3	

	authority responsible for monitoring compliance with anti-money laundering and counter terrorist financing provisions.			
	<div class="crrArticle">The intermediary payment service provider shall take into account missing information on the payer or the payee as a factor when assessing whether a transfer of funds, or any related transaction, is suspicious, and whether it is to be reported to the FIU in accordance with Directive (EU) 2015/849.</div>	Assessment and reporting	Article	
SUBTITLE	OBLIGATIONS ON PAYMENT SERV	VICE PROVIDI		 

TITLE CHAPTER II

Member State in which they are established, to enquiries exclusively from the authorities responsible	Article
for preventing and combating money laundering or terrorist financing of that Member State concerning the information required under this Regulation.	
<ol class="crrNumList"> <li>The processing of personal data under this Regulation is subject to Regulation (EU) 2016/679 of the European Parliament and of the CouncilRegulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1) Personal data that is processed pursuant to this Regulation by the Commission or EBA is subject to Regulation (EU) 2018/1725 of the European Parliament and of the CouncilRegulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC)</li></ol>	Article 5

referred to in paragraph 1, payment service providers shall ensure that the personal data is deleted, unless otherwise provided for by national law, which shall determine under which circumstances payment service providers may or shall further retain the data. Member States may allow or require further retention only after they have carried out a thorough assessment of the necessity and proportionality of such further retention, and where they consider it to be justified as necessary for the prevention, detection or investigation of money laundering or terrorist financing. That further retention period shall not exceed five years. <li>June 2015, legal proceedings concerned with the prevention, detection, investigation or prosecution of suspected money laundering or terrorist financing are pending in a Member State, and a payment service provider holds information or documents relating to those pending proceedings, the payment service provider may retain that information or those documents in accordance with national law for a period of five years from 25 June 2015. Member States may, without prejudice to national criminal law on evidence applicable to ongoing criminal investigations and legal proceedings, allow or require the retention of such information or documents for a further period of five</li>	Record retention
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Article 16

**SUBTITLE** INFORMATION, DATA PROTECTION AND RECORD-RETENTION

years where the necessity and proportionality of such

prevention, detection, investigation or prosecution of suspected money laundering or terrorist financing.

further retention has been established for the

TITLE CHAPTER III

CONTENT	SUBTITLE	TITLE
<ol> <li>class="crrNumList"&gt; <li>Without prejudice to</li> </li></ol>		
the right to provide for and impose criminal		
sanctions, Member States shall lay down the rules on		
administrative sanctions and measures applicable to		
breaches of the provisions of this Regulation and		
shall take all measures necessary to ensure that they		
are implemented. The sanctions and measures		
provided for shall be effective, proportionate and		
dissuasive and shall be consistent with those laid		
down in accordance with Chapter VI, Section 4, of		
Directive (EU) 2015/849. States may		
decide not to lay down rules on administrative		
sanctions or measures for breach of the provisions of		
this Regulation which are subject to criminal		
sanctions in their national law. In that case, Member States shall communicate to the Commission the		
relevant criminal law provisions.		
States shall ensure that where obligations apply to		
payment services providers, in the event of a breach		
of provisions of this Regulation, sanctions or		
measures can, subject to national law, be applied to		
the members of the management body and to any		
other natural person who, under national law, is		
responsible for the breach.		
Member States shall notify the rules referred to in		
paragraph 1 to the Commission and to the Joint		
Committee of the ESAs. Member States shall notify		
the Commission and EBA without undue delay of any		
subsequent amendments thereto.		
accordance with Article 58(4) of Directive (EU)		
2015/849, competent authorities shall have all the		
supervisory and investigatory powers that are		
necessary for the exercise of their functions. In the		
exercise of their powers to impose administrative	Administrative	
sanctions and measures, competent authorities shall	sanctions and	Article
cooperate closely to ensure that those administrative	measures	17
sanctions or measures produce the desired results	1110030103	
and coordinate their action when dealing with cross-		
border cases. <li>Member States shall</li>		
ensure that legal persons can be held liable for the		
breaches referred to in Article 18 committed for their		

ARTICLE	benefit by any person acting individually or as part of an organ of that legal person, and having a leading position within the legal person based on any of the following: <pre>following: <pre>col class="crrCharList"&gt;cli&gt;power</pre> to represent the legal person;</pre> /li> <pre>cli&gt;authority to take decisions on behalf of the legal person; or <li>authority to exercise control within the legal person. <pre>cli&gt;authority to exercise control within the legal person.</pre> /li&gt; <pre>cli&gt;authority to exercise control within the legal person.</pre> /li&gt; <pre>cli&gt;also ensure that legal persons can be held liable where the lack of supervision or control by a person referred to in paragraph 5 of this Article has made it possible to commit one of the breaches referred to in Article 18 for the benefit of that legal person by a person under its authority. /li&gt; <pre>cli&gt;pompetent authorities shall exercise their powers to impose administrative sanctions and measures in accordance with this Regulation in any of the following ways:  clo class="crrCharList"&gt;cli&gt;directly;</pre></pre></li> <li>in collaboration with other authorities;</li> <li>li&gt;under their responsibility by delegation to such other authorities;</li> <li>li&gt;pompetent judicial authorities.</li> <li>li&gt; coperate of their powers to impose administrative sanctions and measures, competent authorities shall cooperate closely in order to ensure that those administrative sanctions or measures produce the desired results and coordinate their action when dealing with cross-border cases.</li></pre>		
	<pre><div class="crrArticle"> Member States shall ensure that their administrative sanctions and measures include at least those laid down by Article 59(2) and (3) of Directive (EU) 2015/849 in the event of the following breaches of this Regulation: <pre></pre> class="crrCharList"&gt; <li>repeated or systematic failure by a payment service provider to include the required information on the payer or the payee, in breach of Article 4, 5 or 6;</li> <pre> <pre></pre> provider to retain records, in breach of Article 16;   <li><li><li><li><li><li><li><li><li><li< th=""><th>Specific provisions</th><th>Article 18</th></li<></li></li></li></li></li></li></li></li></li></pre></div></pre>	Specific provisions	Article 18
	<div class="crrArticle">In accordance with Article 60(1), (2) and (3) of Directive (EU) 2015/849, the competent authorities shall publish administrative sanctions and measures imposed in the cases referred to in Articles 17 and 18 of this Regulation without undue delay, including information on the type and nature of the breach and the identity of the persons responsible for it, if necessary and proportionate after a case-by-case evaluation.</div>	Publication of sanctions and measures	Article 19
	<ol class="crrNumList"> <li>When determining the type of administrative sanctions or measures and the level of administrative pecuniary sanctions, the competent authorities shall take into account all relevant circumstances, including those listed in Article 60(4) of Directive (EU) 2015/849.</li><li>As regards administrative sanctions and measures imposed in accordance with this Regulation, Article 62 of Directive (EU) 2015/849 shall apply.</li></ol>	Application of sanctions and measures by the competent authorities	Article 20
	<pre><ol class="crrNumList"> <li>Member States shall establish effective mechanisms to encourage the reporting to competent authorities of breaches of this Regulation.</li></ol></pre>	Reporting of breaches	Article 21

	require competent authorities to monitor effectively and to take the measures necessary to ensure compliance with this Regulation and encourage, through effective mechanisms, the reporting of breaches of the provisions of this Regulation to competent authorities. <li>  I &gt; Following a notification in accordance with Article 17(3), the Commission shall submit a report to the European Parliament and to the Council on the application of Chapter IV, with particular regard to cross-border cases. </li>	Monitoring	Article 22
SUBTITLE	SANCTIONS AND MONITORING		
TITLE	CHAPTER IV		onitoring Article 22

	CONTENT	SUBTITLE	TITLE
ARTICLE	<ol class="crrNumList"> <li>The Commission shall be assisted by the Committee on the Prevention of Money Laundering and Terrorist Financing (the Committee). The Committee shall be a committee within the meaning of Regulation (EU) No 182/2011.</li> <li>Kli&gt;Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.</li> </ol>	Committee procedure	l l
SUBTITLE	IMPLEMENTING POWERS		
TITLE	CHAPTER V		

CONTENT	SUBTITLE	TITLE
content <pre>col class="crrNumList"&gt; <li>The Commission may authorise any Member State to conclude an agreem with a third country or with a territory outside the territorial scope of the TEU and the TFEU as referre in Article 355 TFEU (the country or territory concerned), which contains derogations from this Regulation, in order to allow transfers of funds betw that country or territory and the Member State concerned to be treated as transfers of funds within that Member State.  concerned agreements may authorised only where all of the following conditions met: <pre>col class="crrCharList"&gt; <li>the country territory concerned shares a monetary union with the Member State concerned, forms part of the currence area of that Member State or has signed a monetary convention with the Union represented by a Member</li></pre></li></pre>	ent ed to  ween  h be s are or he y	TITLE
State; <li>State;</li> <li>li&gt;payment service providers in the country or territory concerned participate directly of indirectly in payment and settlement systems in that Member State; and</li> <li>li&gt;the country or territory concerned requires payment service providers under jurisdiction to apply the same rules as those establication under this Regulation.</li> <li>li&gt; <li>li&gt; <li>li&gt;A Member State wishing to conclude an agreement as referred in paragraph 1 shall submit a request to the Commission and provide it with all the information necessary for the appraisal of the request.</li> <li>li&gt;Upon receipt by the Commission of such a request ransfers of funds between that Member State and country or territory concerned shall be provisionally</li> </li></li>	est,	
treated as transfers of funds within that Member St until a decision is reached in accordance with this Article. <li>Article. </li> <li>I) &lt; li&gt;If, within two months of receipt of trequest, the Commission considers that it does not all the information necessary for the appraisal of the request, it shall contact the Member State concerns and specify the additional information required. </li> <li>I) &lt; li&gt;Within one month of receipt of all the information that it considers to be necessary for the appraisal or request, the Commission shall notify the requesting Member State accordingly and shall transmit copies the request to the other Member States. </li> <li>I) &lt; Within three months of the notification referred</li>	che have e ed > on f the	
in paragraph 5 of this Article, the Commission shall decide, in accordance with Article 23(2), whether to authorise the Member State concerned to conclude agreement that is the subject of the request.	the Agreements	

ARTICLE			Article 24
	<div class="crrArticle">By 26 June 2017, the ESAs shall issue guidelines addressed to the competent authorities and the payment service providers in accordance with Article 16 of Regulation (EU) No 1093/2010 on measures to be taken in accordance with this Regulation, in particular as regards the implementation of Articles 7, 8, 11 and 12 thereof. From 1 January 2020, EBA shall, where appropriate, issue such guidelines.</div>	Guidelines	Article 25
	DEROGATIONS CHAPTER VI		

	CONTENT	SUBTITLE	TITLE
ARTICLE	<pre><div class="crrArticle">Regulation (EC) No 1781/2006 is repealed. keferences to the repealed Regulation shall be construed as references to this Regulation and shall be read in accordance with the correlation table in the Annex.</br></div></pre>	Repeal of Regulation (EC) No 1781/2006	Article 26
	<div class="crrArticle">This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.</div>		Article 27

	<pre><pr>it snall apply from 26 June 201 /.</pr></pre>		
SUBTITLE	FINAL PROVISIONS		
TITLE	CHAPTER VII		
	CONTENT	SUBTITLE	TITLE
ARTICLE	<pre></pre>		ANNEX

SUBTITLE TITLE