

ARTICLE	CONTENT	SUBTITLE	TITLE
	<div class="crrArticle"> <p>This Regulation shall supplement the Rules of Procedure of the European Central Bank Decision 2004/257/EC of the European Central Bank of 19 February 2004 adopting the Rules of Procedure of the European Central Bank (ECB/2004/2) (OJ L 80, 18.3.2004, p. 33).. The terms used in this Regulation shall have the same meaning as the terms defined in the Rules of Procedure of the European Central Bank.</p> </div>	Supplementary nature	Article 1
TITLE	PRELIMINARY CHAPTER		

ARTICLE	CONTENT	SUBTITLE	TITLE
	<div class="crrArticle"> <p>In accordance with Article 25(5) of Regulation (EU) No 1024/2013, a Mediation Panel is hereby established.</p> </div>	Establishment	Article 2
	<div class="crrNumList"> <ul style="list-style-type: none"> The Mediation Panel shall be composed of one member per participating Member State. The Vice-Chair of the Supervisory Board, who is not a member of the Mediation Panel, shall act as Chair of the Mediation Panel. </div>	Composition	Article 3
	<div class="crrNumList"> <ul style="list-style-type: none"> Each participating Member State shall appoint one member of the Mediation Panel from among the members of the Governing Council and the Supervisory Board. The Chair shall facilitate the achievement of a balance between Governing Council and Supervisory Board members. The mandate of the Mediation Panel members shall expire if they cease to be members of the body from which they were appointed. When acting as a member of the Mediation Panel, each member shall act in the interest of the Union as a whole. </div>	Appointment of members	Article 4
	<div class="crrNumList"> <ul style="list-style-type: none"> Except as provided in paragraph 2, attendance at Mediation Panel meetings shall be restricted to its members, its Chair and its Secretary. Upon invitation of the Mediation Panel, experts may attend specific Mediation Panel meetings if their expertise is required. </div>	Attendance at Mediation Panel meetings	Article 5
	<div class="crrNumList"> <ul style="list-style-type: none"> Whenever the Chair deems it necessary, he/she may convene a Mediation Panel meeting. The Mediation Panel shall hold its meetings at the premises of the ECB. At the request of the Chair, Mediation Panel meetings may also be held by means of teleconferencing, unless at least three members object. The proceedings of Mediation Panel meetings shall be submitted to the members for approval at their next meeting or before that by written procedure, and once approved shall be signed by the Chair. They shall be made available to the Governing Council and the Supervisory Board. The Secretary of the Supervisory Board shall </div>	Mediation Panel meetings	Article 6

	<p>act as Secretary of the Mediation Panel. In the latter function, he/she shall assist the Chair of the Mediation Panel in preparing for Mediation Panel and Case Committee meetings and shall be responsible for drafting the proceedings of these meetings. He/she shall also assist the Secretary of the Governing Council in preparing for Governing Council meetings regarding any issues in which the Mediation Panel has been involved and shall be responsible for drafting the respective part of the minutes of the proceedings.</p>		
	<p>In order for the Mediation Panel to vote, there shall be a quorum of two-thirds of its members. If the quorum is not met, the Chair may convene an extraordinary meeting at which members may vote without regard to the quorum.</p> <p>Each member shall have one vote. The Mediation Panel shall decide by a simple majority of its members. In the event of a tie, the most senior member of the Mediation Panel in terms of office in the first instance, and by age in the event of two or more members having equal standing in terms of office, shall have the casting vote.</p> <p>The Mediation Panel shall proceed to vote at the request of the Chair. The Chair shall also initiate a voting procedure upon request from three Mediation Panel members.</p> <p>At the request of the Chair, decisions may also be taken by written procedure.</p>	Voting	Article 7
SUBTITLE	THE MEDIATION PANEL		
TITLE	CHAPTER I		

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	CONTENT	SUBTITLE	TITLE
	<p>Competent authorities of participating Member States which are concerned by and have different views regarding an objection by the Governing Council to a draft decision of the Supervisory Board may ask the Supervisory Board, within five working days from receipt of the objection, including the reasons for the objection, to request mediation in order to resolve such differences, with a view to ensuring separation between monetary policy and supervisory tasks. Each competent authority concerned shall do so by submitting a notice requesting mediation to the Supervisory Board, identifying the objection by the Governing Council, and including a statement on the reasons for requesting mediation. The Secretariat will notify such requests for mediation to the Supervisory Board members.</p> <p>Any other competent authority of a participating Member State concerned by and having different views regarding the same objection may submit a separate notice requesting mediation or join an existing request for mediation within five working days of the notification of the first request for mediation and express its difference of view.</p> <p>An</p>		

ARTICLE

objection by the Governing Council to a draft decision of the Supervisory Board may be subject to mediation only once.

A competent authority of a non-euro area participating Member State that notifies the ECB of its reasoned disagreement with an objection of the Governing Council to a draft decision of the Supervisory Board pursuant to Article 7(7) of Regulation (EU) No 1024/2013 and Article 13g.4 of the Rules of Procedure of the European Central Bank, may not request mediation pursuant to paragraph 1 regarding the same objection of the Governing Council.

If a competent authority of a participating Member State asks the Supervisory Board to request mediation within five working days from receipt of the objection, the Supervisory Board shall file a notice requesting mediation with the Secretariat of the Governing Council within ten working days from receipt of the objection by the Governing Council. The relevant draft decision of the Supervisory Board and the relevant objection by the Governing Council shall be annexed to the notice requesting mediation. The notice requesting mediation shall be communicated to the Governing Council and Supervisory Board members.

If a competent authority of a non-euro area participating Member State which has requested a mediation regarding an objection by the Governing Council to a draft decision of the Supervisory Board pursuant to paragraph 1 notifies the ECB of its reasoned disagreement with the same Governing Council objection pursuant to Article 7(7) of Regulation (EU) No 1024/2013, the request for mediation shall be deemed withdrawn.

Request
for
mediation

Article
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- When a notice requesting mediation is filed in accordance with Article 8(5), the Chair of the Mediation Panel shall immediately forward it to the Mediation Panel members.
- For each notice requesting mediation which has been filed in accordance with Article 8(5), the Mediation Panel shall set up within five working days of the filing of the notice requesting mediation a Case Committee and inform the Mediation Panel members of its composition.
- A Case Committee shall be composed of the Chair of the Mediation Panel acting as its Chair and four other members appointed by the Mediation Panel from among the Mediation Panel members. The Mediation Panel shall aim to achieve a balance between Governing Council and Supervisory Board members. The Case Committee shall not include the member appointed by the participating Member State whose competent authority has expressed different views pursuant to Article 8(1) or the member appointed by the participating Member State whose competent authority has joined an existing request for mediation pursuant to Article 8(2).
- Within 15 working days from receipt by the Mediation Panel of the notice requesting mediation, the Case Committee shall submit to the Chair of the Mediation Panel a draft opinion, which shall include an analysis of whether the

Case
Committee

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	request for mediation is admissible and legally founded. In urgent cases the Case Committee shall deliver the draft opinion within a shorter period to be set by the Chair. The Chair shall immediately submit the draft opinion to the Mediation Panel and shall convene a meeting. 		
SUBTITLE	MEDIATION		
TITLE	CHAPTER II		

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	CONTENT	SUBTITLE	TITLE
ARTICLE	<ol class="crrNumList"> The Mediation Panel shall consider the draft opinion prepared by the Case Committee and shall submit an opinion to the Supervisory Board and the Governing Council within 20 working days from receipt of the notice requesting mediation. In urgent cases, the Mediation Panel shall deliver its opinion within a shorter period to be set by the Chair. The opinion shall be in writing and shall include the reasons on which it is based. The opinion of the Mediation Panel shall not be binding on the Supervisory Board and the Governing Council. 	Mediation	Article 10
	<ol class="crrNumList"> When an opinion has been delivered by the Mediation Panel, the Supervisory Board, having taken into consideration the opinion, may submit a new draft decision to the Governing Council within 10 working days from the submission of the Mediation Panel's opinion. In urgent cases the Supervisory Board may submit a new draft decision within a shorter period to be set by the Chair of the Supervisory Board. A request for mediation concerning an objection by the Governing Council to a new draft decision submitted pursuant to paragraph 2 shall not be possible. 	Preparation of a new draft decision	Article 11
SUBTITLE	DECISION-MAKING PROCESS		
TITLE	CHAPTER III		

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	CONTENT	SUBTITLE	TITLE
ARTICLE	<ol class="crrNumList"> The proceedings of the Mediation Panel shall be confidential. However, the Governing Council may authorise the President of the ECB to make the outcome of such proceedings public. Documents drawn up or held by the Mediation Panel shall be ECB documents and therefore shall be classified and handled in accordance with Article 23.3. of the Rules of Procedure of the European Central Bank. 	Confidentiality and professional secrecy	Article 12
	<div class="crrArticle"> This Regulation shall enter into force on the day following its publication in the Official Journal of the European Union. </div>	Final provisions	Article 13
SUBTITLE	GENERAL PROVISIONS		
TITLE	CHAPTER IV		