

Comments Template on EIOPA-CP-12-005 Draft Implementing Technical Standards on reporting of national provisions of prudential nature relevant to occupational pension schemes		Deadline 10 March 2013 18:00 CET
Name of Company:	Chris Barnard	
Disclosure of comments:	Please indicate if your comments should be treated as confidential:	Public
<p>The question numbers below correspond to Consultation Paper No. 05 (EIOPA-CP-12/005).</p> <p>Please follow the following instructions for filling in the template:</p> <ul style="list-style-type: none"> ⇒ Do not change the numbering in the column "Question"; if you change numbering, your comment cannot be processed by our IT tool ⇒ Leave the last column <u>empty</u>. ⇒ Please fill in your comment in the relevant row. If you have <u>no comment</u> on a paragraph or a cell, keep the row <u>empty</u>. ⇒ Our IT tool does not allow processing of comments which do not refer to the specific numbers below. <p>Please send the completed template, in Word Format, to CP-12-005@eiopa.europa.eu. Our IT tool does not allow processing of any other formats.</p>		
Question	Comment	
General Comment	<p>Please note that the comments expressed herein are solely my personal views.</p> <p>Thank you for giving us the opportunity to comment on your Consultation Paper on Draft Implementing Technical Standards on reporting of national provisions of prudential nature relevant to the field of occupational pension schemes.</p> <p>Please note that I have also provided comments on the previous consultations</p>	

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	covering the review of the IORP directive.	
1.	I broadly agree with the analysis of the options. I would support option 2, that the scope of national requirements of prudential nature that are required to be reported to EIOPA should cover those regulations implementing Articles 9-10 and 12-19 of the IORP Directive. This is internally consistent, and will increase transparency and comparability of reported prudential law. However, I do not think that this (alone) will have a very positive impact on the volume of cross-border activities.	
2.	I support the reporting procedure, which is easy to understand and efficient. I also support that competent authorities should be required to report annually; this is practicable and will ensure a high level of legal certainty.	
3.	The level of detail contained in the reporting template is reasonable and practicable. The template is easy to read and to use.	
4.	I am not averse to a greater level of detailed information in the reporting template, but would want to ensure that we achieve the objectives with a clear and consistent reporting approach.	
5.	I think it would be useful if competent authorities would provide details on the nature of the national provisions e.g. primary or secondary legislation, code of conduct, guidance etc. In particular, competent authorities should advise whether a provision is binding or non-binding.	
6.	We should focus on achieving transparency and comparability of reported prudential law implementing Articles 9-10 and 12-19 of the IORP Directive. Therefore I would prefer to leave the "other" provisions open for the moment.	
7.	Yes.	
8.		
9.		

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10.

It would be useful to have a mapping file of national provisions of prudential nature relevant to IORPs available on the EIOPA website.