**FEBIS Regulatory Committee conference call –22.05.2018**

**Minutes of the conference call**

**Attendants:**

- Bernie Grady, Experian

- Luis Carmona, Informa

- Nathalie Gianese, Informa

- Stephanie Verilhac Marzin, FEBIS/SVM consult

- Matteo Marconi, CRIF

- Georg Hittmair, Compass

- Daniel Francis Morin, FEBIS

**Agenda:**

- FEBIS - Rating and Scoring Document for ICCR

- First draft for contribution to EU consultation on public reporting by companies

- PSI Alliance Membership proposal (information and discussion on the attachment)

- Latest updates on e-privacy and free flow of data

**1.** - FEBIS - Rating and Scoring Document for ICCR

**Luis recalled as preliminary remark, that only 2 persons pulling the cart (himself and Bernie) is really not enough and will lead to a short term crash… May being extremely busy they could only manage in urgency some of the projects followed by the Committee! ONCE again a call for more volunteers driving projects is sent to the group.**

**We do need to assign one, or two, people teams per subject, otherwise the amount of work will be unmanageable.**

Bernie and Luis exchanged on the remarks made by some Committee members about the unnecessity of comparing Rating and Scoring environments in the white paper to be delivered to ICCR. Our *commitment* with ICCR is to enlighten the group with a differentiation between scoring and rating. If the resulted paper is not fit for that purpose we will rather don’t send anything.

Another suggestion, could be that, at least, Rating should be mentioned in a chapeau introducing its specificity and thus its differences with Scoring. But it has to be convincing enough.

We could recall the purpose, applicant quality and some remarks on legal –regulatory environment, ESMA etc.

Participants share the opinion to focus ICCR white paper on Scoring, provided that Rating specificities are clearly depicted. Also, this should not entail FEBIS forgetting the original white paper on Rating and Scoring should the debate be open in other instances.

Stephanie and Nathalie to draft a new proposal for ICCR.

2. - First draft for contribution to EU consultation on public reporting by companies

Stephanie mentioned her last mail of May 17th dealing with the contribution to the EU consultation on public reporting. She sent the first draft of the commented document and exchanged with ACCIS. They are keen sharing positions with FEBIS either by common comments on this document or keeping answers to this consultation separate but editing a joint FEBIS-ACCIS position paper based on the last Roadmap answer.

Stephanie did her best feeding the draft with examples cherry picked from the Roadmap contribution but it is not always easy to put in words the different environments (reactions and comments from RC members are welcome, Claire already sent her remarks).

Comments on the other points of the consultation are also welcome and we still need more concrete examples to share, than France and Spain!

**We should get examples at least from Italy, Germany, UK, Austria (Georg) and other FEBIS members who should be contacted before July. Stephanie awaits comments from RC members before June 8th and on June 11th a communication should be sent to all Members via the Secretariat.**

Also the choice of the alliance strategy remains to the RC.

Luis recalls the name of FEBIS is more and more known and a joint document would lead us to a risk of dilution. He is in favour of 2 aligned documents, so are Nathalie, Bernie and Georg.

Stephanie will inform ACCIS about this decision and when the Commission will analyse the consultation we will see if they go for a formal legislative proposal. Should it be the case we will make sure we share positions with ACCIS and BIIA.

3. - PSI Alliance Membership proposal (information and discussion on the attachment)

Stephanie recalls the Directive is “horizontal” meaning that all public service bodies are concerned and invited from weather forecast services to museums and other cultural services… Our interest is focused on Company and Judicial information from Public Reporting, but the PSI scope is much broader.

Georg mentions the challenge to come based on the definition of the “High Value Dataset” in order to harmonize and standardize the delivery of free of charge specific Data by ALL members states (instead of the current mess). EG: In Austria each Balance sheet is accessible and such information should enter the list of “High Value Dataset” as helping to prevent identity fraud.

Coming back to a recent offer from PSI Alliance, Georg mentions Alliance was founded since the first Directive and maintains very good contacts with the Commission. Georg admits many members vanished since then (only 3 members now) and the recent offer to FEBIS was made to help re-launch its activity.

The new Directive to come reactivate the need to be more presents in the debate and use the good contacts already in place. That’s why the Alliance offered FEBIS member a one shot membership.

Luis asked what kind of benefit FEBIS could expect as well as what kind of members founded the Alliance (companies or associations?). Answers are a direct contact with Commission persons in charge of the projects as well as MPs.

Georg confirms that Alliance need more members and Luis translates it by also “more funds” while Daniel mentions the possibility for FEBIS to be “member” representing its own members…

Stephanie says it can also be both, FEBIS + interested individual members but they have to be informed…

Daniel suggests the next AM in September but the delay seems too long to Georg as a decision should take place before the next 4 weeks.

A new documentation + letter is asked to Georg in order to work on the question.

4. - Latest updates on e-privacy and free flow of data

- ePrivacy: Despite the heavy work delivered under the Bulgarian Presidency, no formal position is expected in June. Then it will the turn of the Austrian Presidency, which is very cautious…and makes us fear that no final decision will be reached also under it.

Art 16 is very important but French and German have not yet reached a consolidated position.

France agrees supporting the industry views so far; they are Data protection oriented and stick to the GDPR..

Largest lobbies (Techno and US) say that we have to wait first for GDPR to be implemented before looking for ePrivacy .. so .. wait and see

Stephanie mentions that for Directories information, the last document for Council considers natural persons acting in business as businesspersons, reasoning being grounded on the argument of visibility. It is Important to know this as it can be re-used when looking at persons acting in their business capacity.

Stephanie will send the latest documents and we will se if FEBIS has to step in when Austrian Presidency start.

- Free flow of data: Comments have been submitted and are discussed now. 3 versions of compromised amendments have been submitted but are not yet conclusive and participants wait for information on Mix Data Set (in GDPR personal are part of set, for Free flow they are not part .. but Mix situation is still unclear; …notion of “intricable” set..).

It is clear that anonymized data is not in GDPR and Stephanie is to send an update on regulation, discussion are active now..

Other points:

- Luis sent the doc on alternative data to be approved before ICCR submit it to G20. BIIA and ACCIS already commented (doc also attached to Luis mail). If any comment please react promptly as final version is to be sent tomorrow.

- Stephanie asks for next ICCR meetings .. these would take place in Argentina (Oct), and next year in Abu Dhabi in April hosted by Arab Monetary Fund + a virtual meeting in September

End of the meeting.